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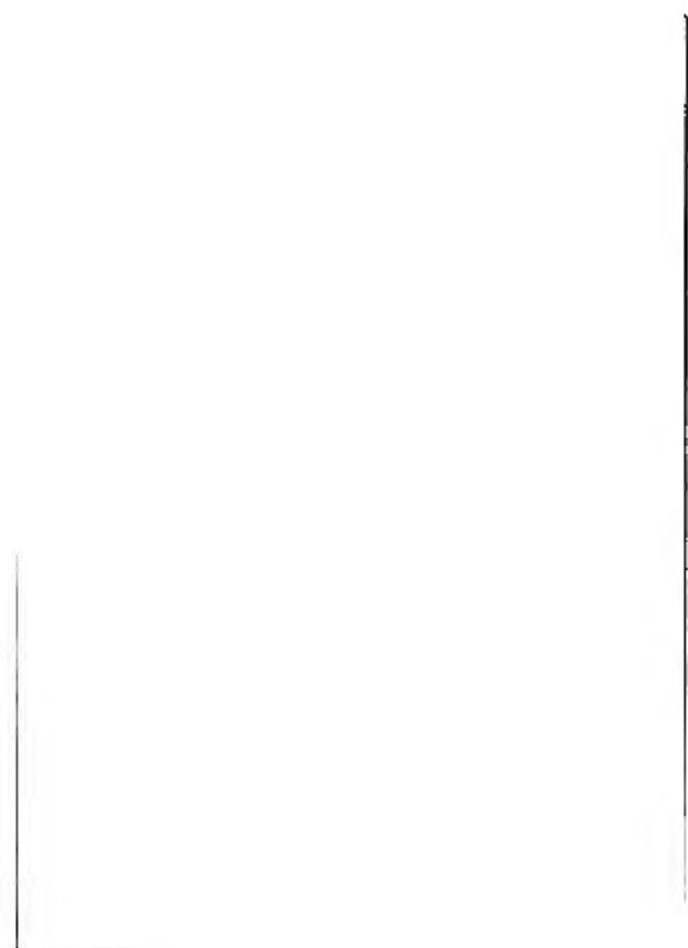
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HOUSE OF REPRESENTATIVES

OF THE

STATE OF MICHIGAN.

1873.

Printed by virtue of an Act of the Legislature, under the direction and supervision of

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

PART II.

BY AUTHORITY.

LANSING.

W. S. GEORGE & CO., STATE PRINTERS AND BINDERS.

1873.

1900

1900

By Mr. Gilmore : Petition of W. E. Burton and 63 others of the village of Deerfield, for the repeal of the law in regard to the manufacture and sale of liquors, and the submission to the people of an amendment to the Constitution relative to the same ;

Referred to the committee on State affairs.

By Mr. Cook : Petition of N. Granger and 56 others, asking for the repeal of the prohibitory liquor law, and an amendment to the constitution, permitting the license of the sale and manufacture of liquor ;

Referred to the committee on State affairs.

By Mr. Smith : Petition of L. Frensdorf and 132 others, for the repeal of the prohibitory liquor law, etc ;

Referred to the committee on State affairs.

By Mr. Hoar : Petition of John Martz and 50 others, for the repeal of the prohibitory liquor law, and an amendment to the constitution permitting a license law ;

Also : Petition of P. S. Duke and 45 others, for the same purpose ;

Also : Petition of John Stoll and 36 others, for the same purpose ;

Also : Petition of F. M. Pistorious and 75 others, for the same purpose ;

Also : Petition of L. Binkenawn and 57 others, for the same purpose ;

Also : Petition of H. Werdinborner and 11 others, for the same purpose ;

Also : Petition of T. Rohenkobt and 60 others, for the same purpose ;

Also : Petition of C. B. Heulder and 80 others for the same purpose ;

Referred to the committee on State affairs.

By Mr. Eggleston : Petition of H. Hendrick and 47 others, for some action by this Legislature compelling the Grand

Rapids & Indiana Railroad company to build a station-house at Fisher's Station ;

Also : Certain deeds and contracts relative to the same subject ;

Referred to the committee on railroads.

By Mr. Caplis : Petition of A. Eaton and 38 others, for the repeal of the prohibitory liquor law ;

Also : Petition of J. Hicks and 50 others, for the same purpose ;

Also : Petition of John Ball and 30 others, for the same purpose ;

Also : Petition of E. Watson and 35 others, for the same purpose ;

Also : Petition of J. Hulinger and 60 other, for the same purpose ;

Also : Petition of J. Ryan and 50 others, for the same purpose ;

Also : Petition of N. Snirmyher and 65 others, for the same purpose ;

Also : Petition of G. H. Endries and 80 others, for the same purpose ;

Also : Petition of W. Kuhn and 55 others, for the same purpose ;

Also : Petition of L. Gursinger and 16 others, for the same purpose ;

Also : Petition of C. Herrick and 48 others, for the same purpose ;

Referred to the committee on State affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on fisheries:

The committee on fisheries, to whom was referred

A bill to regulate the catching of fish in certain waters in this State,

Would state: It has been the practice of fishermen on the

waters of Lake Erie, at the mouth of the Detroit River and in Lake St. Clair and in the vicinity of this river, to extend the kind of net known as the *pound* net, in some instances, from three to six miles, both on the American and Canada shore, thus operating as almost a bar to the passage of the most valuable species of food fishes to their favorite spawning grounds, and thus causing great damage to the fishing interests of that part of the State.

The bill is designed, by restricting the catch of fish at unseasonable times, to protect the fish at the spawning season, and also requires the return of the small fish taken before they have reached maturity, to the water; and would therefore

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. R. MILLER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered not printed, referred to the committee of the whole, and placed on the general order.

By the committee on education:

The committee on education, to whom was referred sundry petitions praying for the repeal of the law creating the office of county superintendent of schools;

Also: Numerous remonstrances against the repeal of the said act;

Also,

A bill to repeal the law creating the office of county superintendent of schools;

Respectfully report that they have given the subject very careful consideration, and have directed me to make the following report:

It would be very strange if this county superintendent system, extending as widely as it does, involving the expenditure

of considerable sums of money, employing so many persons, elected too often on account of political affinities or availability,—it would be strange indeed if the system were wholly devoid of objection, or free from abuses; if evils did not occasionally manifest themselves, which would, in certain localities, greatly impair its usefulness.

The change contemplated by the gentleman who introduced this bill, is to re-enact the several sections of the primary school law which define the duties of township inspectors of schools.

The advantages of a system of county supervision over the township system will be briefly considered.

In a large number of the townships of the State there cannot be found men of sufficient education and intelligence to judge of the qualifications of teachers. In still other townships there are educated men, and well qualified for their particular business or profession, who would yet make very poor school inspectors, for the reason that they have not kept pace with the progress in the art of teaching, and are unacquainted with the later and more improved text books now in general use in our schools. The teacher loses one of the strongest incentives to improve if the inspectors are incompetent, and if the teacher lack thoroughness and discipline, the scholar will almost surely be like him.

The sum paid to the township inspector, even could suitable men be found for the office, is so insignificant that they will altogether decline the office, or if they assume its duties, will shirk as many of them as possible.

One dollar and a half per day is not a sufficiently glittering bait to allure men of ability to undertake the trying responsibilities of the office of inspector of schools.

In so large a territory as one county it is much more probable that one man can be found who is qualified by nature and training for supervising schools; and as so large a part of his time is required, it necessarily becomes his chief business, and

he will take a just pride in perfecting himself for his position, in elevating the standard of acquirements requisite for teachers, and in the general prosperity of schools in his county.

It is much easier for such an officer to raise the standard of thoroughness and efficiency on the part of the teacher. The instances are numberless where utter incompetency has been sanctioned by township officers on account of relationships, near or remote, of friendship, of reciprocity, fear of unpopularity, etc. A county superintendent would be much less often accused of partiality or prejudice, or fear of giving offense. For the like reason an incompetent teacher can more surely be removed from his place, and the district saved from a useless if not worse than useless expenditure.

The county system has also a direct effect upon teachers, to make them more thorough and careful in their preparation. Under the old system, if a certificate could not be obtained in one township it was customary to try in another,—too often with success, and with no little gratification on the part of the teacher and his friends. It requires but little perception to see that the feat is less easily performed in a large territory.

The county superintendent law makes provision for the holding of teachers' institutes, supplies instructors and lecturers in the same; and the numerous benefits derived therefrom are, or ought to be, familiar to every one. They tend to supply a want long felt. Ordinary school agencies cannot be depended upon to raise up the supply of qualified teachers. A high standard of scholarship does not of itself make the best educator. The really successful teacher is one who knows not only what to teach, but also how to teach. The what to teach can be ascertained by careful study in our common schools and academies. How to teach is another step, which can best be taken in a training school or institute.

By raising the standard of teachers' qualifications, it has kept in the field as teachers men and women of acknowledged ability and acquirements, with increased salaries it is true, who can

thus afford to make teaching a profession; and there is no man rash enough to suppose that a teacher does not learn by experience as well as a farmer, a lawyer, or even a doctor. School boards are beginning to learn that a high priced teacher is often the cheapest, and conversely.

The county system has done much towards introducing into our schools, not only a uniformity of text books, but also the later and more improved works.

If there be any advantage arising from visiting schools in the way of making suggestions to teachers as to their management and methods of instruction, or in correcting errors, or in encouraging a discouraged teacher, in arousing the enthusiasm of the pupils and creating a spirit of emulation among them, or in awakening an interest in education in the minds of the patrons, the county system should be entitled to the credit of it. Township inspectors rarely visit schools or exert any such influence.

The superintendent system is especially adapted to the wants of the more recently settled counties in our State, and to the more undeveloped parts of the old counties, for a reason before mentioned, and that they are pleased with the law as it now stands is proved by a reference to the places from which the several petitions and remonstrances have emanated, as well as by other facts in the possession of your committee.

Your committee have taken not a little pains to ascertain the views upon this subject of our best educators, who are more thoroughly acquainted with the wants of the State and the comparative workings of the two systems of supervision than this Legislature can hope to be, and they are happy to state that every one has expressed in the strongest terms his approbation of the county system. The Hon. J. M. Gregory, former Superintendent of Public Instruction for six years, and before the adoption of this system, says, "A thorough and efficient system of supervision of the school interests by a body of county superintendents is much needed. It is needless

to add arguments to those advanced in former reports for this change. It is a shame for us to adhere to the almost useless and farcical system of township inspectors, while our sister States all around us are rejoicing in the new and wonderful impulse given to their school systems by the adoption of this wiser and better plan of county supervision."

The Hon. O. Hosford, Superintendent of Public Instruction for eight years, two of which were before the adoption of this system, in his last annual report, says among other things upon this subject: "Indeed I do not hesitate to say, that in every county in the State the schools are in a much better condition than they would have been under the old system of supervision, and in the counties where the superintendent has been carefully selected and generously treated the change is very manifest. Where the superintendents have not been looked upon as intruders, where they have been allowed all the time they have desired, and have received a compensation sufficient to enable them to devote their whole time to the work, most satisfactory results have been secured.

Your committee have taken pains as far as possible to ascertain the grounds of the objections raised in the counties from which most of the petitions come, and they have no hesitation in saying that the principal objections, when carefully considered, are such as apply to the incumbent of the office rather than to the system. And if this be true, the people have only themselves to blame for a mistaken choice or an intentional wrong.

The objection that it is more expensive than the township system is not a valid one, if school inspectors perform what is required of them by the law. The computation is easily made, and the expenses for the two systems vary but little.

Thirty of our sister States have adopted a system of county supervision of some sort. The experience of the State of New York may be of advantage to us. In the year 1841 she adopted the system of county superintendents; in 1847 the law was

repealed. After a trial of the plan of one township superintendent for nine years, the present system, employing a superintendent for every Assembly or Representative district, was adopted, and now, after a trial of seventeen years, no feature of the common school system seems more firmly established. Six years of trial should not induce us to abandon a system which, though it may not have accomplished all that its friends hoped for it, has yet brought so much of good to our commonwealth.

In view of these considerations, your committee cannot but think that the repeal of this system would be fraught with danger to our school interests and be a backward step in the onward march of education.

The committee have therefore directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

A. K. WARREN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Warren,

The bill was ordered printed, referred to the committee of the whole, and made the special order for Thursday next.

Mr. Luce announced that since he did not accord with the report of the majority of the committee, he should ask leave, at some future day, to present a minority report.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to amend section 11, of chapter 150 of the revised statutes of 1840, as amended by act 134 of the session laws of 1867, approved March 27th, 1867, being section 7443 of the compiled laws of 1871, relative to the fees of sheriffs,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill increases the fees of sheriffs to the average daily price paid to other men engaged in occupations requiring the same ability and skill.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Shaw moved to discharge the committee of the whole from the further consideration of the bill ;

Which motion prevailed.

Mr. Shaw moved that the bill be placed on the order of third reading ;

Which motion did not prevail.

Mr. J. Walker moved to lay the bill on the table ;

Which was withdrawn.

Mr. Rich moved to reconsider the vote by which the House discharged the committee of the whole from the further consideration of the bill ;

Which motion prevailed.

The question recurring on discharging the committee of the whole from the further consideration of the bill,

The motion did not prevail.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to punish the illegal sale of State lands,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill provides the necessary means for prosecuting those persons who are holding lands for the purpose of defrauding the State, while they are at the same time enriching themselves and their friends.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

Joint resolution for the relief of Delos A. Blodget,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This resolution provides for the refunding of certain moneys paid by said Blodget, the refunding of which appears to be but simple equity and justice.

H. A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to amend sections 19 and 29 of an act entitled "An act to provide for the sale of real estate on execution," the same being sections 4646 and 4656, chapter 165 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The object of this bill is to extend the right of redemption to other parties who are interested in the lands, not heretofore included in the law.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to amend sections 35 and 37, chapter 215, relative to certain liens upon personal property, being sections 6823 and 6825 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill extends the lien to another class of persons aside from those mentioned in the compiled laws, viz: persons keeping horses, mules, sheep, cattle, swine, etc.

H. A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on elections:

The committee on elections, to whom was referred

Senate bill No. 68, entitled

A bill to amend section 22 of an act approved February 14, 1859, entitled "An act further to preserve the purity of elections, and guard against the abuse of the elective franchise by a registration of electors," being section 180 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. HEWITT, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on agriculture:

The committee on agriculture, to whom was referred

A bill to enable agricultural and horticultural societies and horse fairs to extend a more perfect protection to their property and the property of exhibitors at fairs, and to allow the board of managers to appoint a police for that purpose,

Respectfully report that they have had the same under consideration, and are of the opinion that the provisions contained in this bill are right and proper ; that it is but justice to allow the managers of agricultural and other fairs therein named to choose the persons whom they wish to serve them as policemen, and thereby secure more efficient protectors of their property ; and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JACOB WALTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on elections :

The committee on elections, to whom was referred

Joint resolution proposing an amendment to section 1, article 7, of the constitution, in relation to the qualification of electors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation. Your committee, with their present information, do not think it wise to propose an amendment of this character, particularly as there seems to be no popular demand for the change contemplated.

A. HEWITT, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Garfield,

The joint resolution was laid on the table.

By the committee on elections :

The committee on elections, to whom was referred

Joint resolution granting the privilege of the elective franchise to the women of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without recommendation.

We think the time has not arrived for us to decide on so important a matter. We await farther developments, and are under the impression that there is no popular demand for this change—at least not sufficient to warrant us in recommending so important a change in our form of government at the present session of the Legislature,—and ask to be discharged from the further consideration of the subject.

Report accepted and committee discharged.

On motion of Mr. Welker,

The joint resolution was laid on the table.

By the committee on education:

The committee on education, to whom was referred

A bill to amend chapter 136 of the compiled laws of 1871, relative to primary schools, by filling blank sections 74, 85, 86, 87, 88, 89 and 90, and to amend section 91 of said act,

Respectfully report that this bill is supplementary to the bill to repeal chapter 139 of the compiled laws, and the several sections referred to in the title prescribe the duties of township inspectors of schools.

The committee have therefore directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

A. K. WARREN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Warren,

The bill was ordered printed, referred to the committee of the whole, and made the special order for Thursday next.

By the committee on manufactures:

The committee on manufactures, to whom was referred

A bill to require manufacturing establishments to allow their employes one hour for dinner,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it be referred to the committee on public health, and ask to be discharged from the further consideration of the subject.

R. S. VAN SCOY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Kellogg,

The bill was referred to the committee on public health.

By the committee on lumber and salt interests:

The committee on lumber and salt interests, to whom was referred Senate bill No. 31, entitled

A bill to amend sections 2 and 14 of chapter 88 of the compiled laws of 1871, entitled "An act to authorize the formation of corporations for the running, booming, and rafting of logs,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The principal object sought to be reached by this bill, is to establish a uniform system of charges by the several booming and log-driving companies in this State.

The reasons for their recommending the passage of this bill, is that a uniform system of charges should prevail throughout the State; that the system of charging by a certain booming company by the log, seems to discriminate against small timber in this State, which is not only injurious to the owners of timber in such locality, but against the general timber interest of the State.

J. K. LOCKWOOD, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was recommitted House bill No. 70, entitled

A bill to amend section 1 of an act entitled "An act to provide for the recording of town plats, and for vacating the same in certain cases," approved April 19, 1839, being section 1344, chapter 32 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, have made some amendments, and have directed me to report the same back to the House with the amendments, and ask that the amendments be concurred in, and recommend that the bill as amended do pass, and ask to be discharged from the further consideration of the subject.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Shaw,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered re-printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred

A petition of James R. Griswold, Charles R. Colier, and 160 others, of the county of Oceana, to protect deer by raising the bounty on wolves to twenty dollars,

Respectfully report that they have had the same under consideration.

This committee has had other petitions of a similar character under consideration, and have reported a bill in accordance with those petitions and with this petition, which bill is now pending in this House; there is, therefore, no occasion for reporting further upon this.

The committee, therefore, have directed me to report the

same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cady,

The petition was laid on the table.

By the committee on State affairs :

The committee on State affairs, to whom was referred

A bill to change the name of John Humphreys to John H. Graham,

Respectfully report that they have had the same under consideration.

The object of this bill is to change the name of John Humphreys,—for what reason does not appear. Referring to the report of this committee to this House on the bill to change the name of Maggie E. Tillig to that of Lenna E. Drury (journal, page 246), for their reasons for this report. The committee have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cady,

The bill was laid on the table.

By the committee on State affairs :

The committee on State affairs, to whom was referred

A bill to change the name of George W. Davis to George W. Dernberger,

Respectfully report that they have had the same under consideration.

The object of the bill is to change the name of George W. Davis. No reason for the change appears. Referring to the report of this committee to this House on the bill to change the name of Maggie E. Tillig to that of Lenna E. Drury (journal,

page 246), for their reasons, the committee have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. WALKER, *Chairman.*

On motion of Mr. Bottomley,

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to change the name of Kittie A. Spencer to Kittie A. Morrison, and constitute her heir-at-law of Ralph G. Morrison and Unis S. Morrison,

Respectfully report that they had the same under consideration. The object of this bill appears to be to change the name of Kittie A. Spencer, and to make her the heir of Ralph G. and U. S. Morrison.

Referring for their reasons to the report of this committee to this House on the bill to change the name of Maggie E. Tillig to that of Lena E. Drury (journal page 246), the committee have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bonine,

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to change the names of the persons named therein,

Respectfully report that they have had the same under consideration, and find that the object of the bill is to change the names of Joseph and Sarah L. Badcock, of Eaton county, and of Albert D., Mary A., Asa Almeron, Franklin, Silas J., and Frank Badcock, of Barry county, to Joseph, Sarah L., Albert

D., Mary A., Asa Almeron, Franklin, Silas J., and Frank Bonk.

Referring for their reasons for this report to the report of this committee to this House on the bill to change the name of Maggie E. Tillig to that of Lenna E. Drewy (journal page 246), the committee have directed me to report the bill back to the House, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. WALKER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hewitt,

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to change the name of David K. Tupper and Artie Tupper to Kinney Williams and Artie Williams,

Respectfully report that they have had the same under consideration.

It appears that the parties named in the bill are husband and wife, and that the object of the bill is to change their name to Williams, and to legalize their marriage and all other acts done by them in the name of Williams.

The man named in the bill was the son of a Mr. Tupper, and was named David K. Tupper. The father died in the infancy of the son, and the mother married Mr. Williams, and took the child, David K., with her to her husband's home, where the name Kinney Williams was given him, and he was brought up from his young childhood in Williams' family, with the name of Kinney Williams, and always went and was known and called by that name. At a proper age he married by the same name, and has ever since for many years done business in the name of Kinney Williams.

The committee believe that these persons do not need to change their names; that the law will recognize them as Kinney and Artie Williams in all cases, to all intents and

purposes, and will hold all their acts as well done in those names. But if they think otherwise, they can avail themselves of the general law providing for the changing of names—compiled laws 1871, p. 1489.

The committee have directed me to report the bill back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Kipp,

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to repeal sections 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, and 13 of chapter 64 of the compiled laws of 1871, entitled “An act for the protection of game and muskrats,”

Respectfully report that they have had the same under consideration. The object of the bill seems to be to repeal all but sections 1 and 2 of an act entitled “An act to revise and consolidate the several acts relating to the protection of game and for the better preservation of elk, deer, birds, and wild fowl.” The sections proposed to be repealed were intended to prohibit and prevent to some extent the wanton destruction of wild fowl, game birds, and song birds.

That birds are useful in many ways will not be doubted. Some are valuable for food, some for their beautiful plumage and sweet singing, while all may be considered as nearly indispensable allies in our wars with the insect pests.

They have not increased in this State beyond their capacity for usefulness, and no imminent danger that they will do so is apparent.

The committee do not see that a withdrawal of the slight protection afforded them by these sections of the statute is called for on any ground of necessity or of sound policy.

At all events, the committee are of opinion that the protection should not be withdrawn without giving reasonable notice.

Therefore the committee have directed me to report the bill back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Scoy,

The bill was laid on the table.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to authorize the Detroit & Prairie Mound Plank Road Company to collect the same tolls as are charged by the Warren & Hamtramck Plank Road Association, and the discontinuance of part of its road when paved,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill is to allow the same tolls as the one it is a continuation of, and to vacate that part in the city of Detroit when they wish to pave said street.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to authorize the Hamtramck & Warren Plank Road Company to discontinue a part of their road,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recom-

mend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Scoy,

The House concurred in the amendments made to the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the Asylum for the Insane:

The committee on the Asylum for the Insane, to whom was referred

A bill to provide for the location, establishment, and maintenance of an additional Asylum for the Insane,

Respectfully report they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. J. BONINE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the Asylum for the Insane:

The committee on the Asylum for the Insane, to whom was referred Senate bill No. 89, entitled

A bill to repeal an act entitled "An act making appropriation for the Michigan Asylum for the Insane, and to repeal sections 2 and 3 of act No. 164 of the laws of 1865, and amending section 5 of act No. 164 of the laws of 1859," approved March 26, 1867, being section 1957 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to

the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. J. BONINE, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

A bill to authorize the employes of railroad companies to cut decayed or dangerous trees standing within a certain distance of either side of their tracks,

Respectfully report that they have had the same under consideration. They find that this bill gives railroad employes the right to go upon the premises of adjacent property owners for the purpose of cutting down trees that have become decayed, and are liable to fall upon the track, thereby endangering the lives of the traveling public.

Your committee deem this a wise provision, and have therefore directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. C. WATKINS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on lumber and salt interests:

The committee on lumber and salt interests, to whom was referred

A bill to amend sections 13 and 16 of "An act to provide for the uniform inspection of lumber," approved March 25, 1871, being sections 1521 and 1524 of the compiled laws, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do

pass, and ask to be discharged from the further consideration of the subject.

The amendment provided for in this bill is to require all inspection certificates to be signed by the inspector general or his deputies, and not by sub-inspectors.

The committee recommend the passage of this bill for the reason that it gives additional assurance of the genuineness of certificates, and requires a more immediate supervision of the certificates issued by the inspector general and his deputies.

J. K. LOCKWOOD, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to organize the township of Bloomfield in the county of Huron,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred Senate bill No. 88, entitled

A bill to change the name of the township of Quilna, in Missaukee county to Caldwell,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do

pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred Senate bill No. 81, entitled

A bill to organize the township of Wilson, in the county of Kalkaska,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to detach certain territory from the town of Taymouth, in Saginaw county, and attach the same to the town of Spaulding in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to amend section 1 of act No. 274 of the session laws of 1871, entitled "An act to incorporate the village of Rockford," approved April 15, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills and resolutions :

1. House bill No. 40, entitled

A bill to amend section 3 of chapter 230, being section 7176 of the compiled laws of 1871, relative to the punishment of fraudulent debtors ;"

2. House manuscript bill, entitled

A bill to organize the township of Ogemaw, in the county of Iosco ;

3. House bill No. 44, entitled

A bill to organize the township of Edwards, in the county of Iosco ;

4. House bill No. 58, entitled

A bill to organize the township of Boardman, in the county of Kalkaska ;

5. House bill No. 62, entitled

A bill to provide for the purchase of books for the State Library ;

6. House bill No. 57, entitled

A bill to amend section 4 of an act entitled " An act to provide for the better management and care of the State library,"

the same being section 271 in chapter 7 of the compiled laws of 1871 ;

7. House bill No. 43, entitled

A bill to organize the townships of Deep River, Standish, and Pinconning, and to re-organize the township of Clayton in Bay county ;

8. House bill No. 53, entitled

A bill to organize the township of Greenwood, in the county of Wexford ;

9. Concurrent resolution relative to the purchase of one dozen copies of the compilation of railroad laws for the State Library ;

10. House manuscript joint resolution, entitled

Joint resolution authorizing the Board of State Auditors to audit certain accounts for gas and gas fixtures ;

11. House manuscript bill, entitled

A bill to amend sections 5, 7, 8, 14, 35, 36, and 44 of the revised charter of the village of Albion, being an act entitled "An act to incorporate the village of Albion," approved March 6th, 1871, and being act No. 251 of the session laws of 1871.

C. D. LUCE, *Acting Chairman.*

Report accepted.

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER, }
Lansing, Feb. 27, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill :

Senate bill No. 89, entitled

A bill to amend sections one and three of act No. 163 of the session laws of 1851, entitled "An act to provide for letting to contract the furnishing of fuel and stationery for the use of the State ; also the State printing and binding, approved

June 24, 1851," being sections 292 and 294, chapter 7 of compiled laws of 1871 ;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committees on ways and means, and printing, jointly.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, February 27, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 147, entitled

A bill to amend an act to incorporate the village of Manchester, approved March 16, 1867, as amended by act No. 248 of the session laws of 1871," approved March 25, 1871, by adding two new sections thereto, to stand as sections 28 and 29 of said act ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, February 28, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 157, entitled

A bill to re-incorporate the village of Buchanan, and to repeal all acts and parts of acts inconsistent with the provisions of this act;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, February 27, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate manuscript bill, entitled

A bill to amend section 22 of chapter 176 of the compiled laws, relative to the courts of chancery, being section 5058 of the compiled laws of 1871;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was then read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, February 27, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 27, entitled

A bill to prevent and punish the adulteration of milk and the products made therefrom, and to repeal an act entitled "An act to prevent the adulteration of milk and to prevent the traffic in impure and unwholesome milk," approved March 31, 1871;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker announced the following:

SENATE CHAMBER, }
Lansing, February 27, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 35, entitled

A bill to require the Commissioner of the State Land Office to give public notice of the restoration of reserved or forfeited State lands to market;

And to inform the House that the Senate has amended the same as follows:

1. By striking out in line 2 of section 2 the words "in a newspaper published in the city of Lansing, and also,"

2. By inserting in section 2, after the word "located," in

line 4, the following "and shall also forward a written or printed notice by letter, mailed and properly directed to each settler and purchaser of land held by him under any of the laws of the State, and included in the list so advertised ;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Noyes moved that the House concur in the amendments made to the bill by the Senate ;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Gilmore,	Mr. Pierce,
Armstrong,	Grant,	Rich,
Bailey,	Green,	Robinson,
Bartholomew,	Greusel,	Robertson,
Bonine,	Haire,	Sanderson,
Bottomley,	Harris,	Sessions,
Breitung,	Haywood,	Shaw,
Briggs,	Hewitt,	Simpson,
Brunson,	Howard,	Smith,
Buell,	Kellogg,	Striker,
Cady,	Kipp,	Thompson,
Carter,	Knapp,	Van Scoy,
Chafey,	Lamb,	B. Walker,
Cobb,	Lewis,	F. Walker,
Cook,	Luce,	L. Walker,
Curtis,	Markey,	Walton,
Dinturff,	E. R. Miller,	Warren,
Drew,	Mitchell,	Welker,
Eggleston,	Morse,	Withington,
Ferguson,	Noyes,	Wixson,
Fey,	O'Dell,	Zimmerman,
Garfield,	Perry,	Speaker,
Garvelink,		

NAYS.

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The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, February 27, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 52, entitled

A bill to amend an act entitled "An act to provide for the publication of lists of claims allowed by the board of county auditors for the county of Wayne," being act number 458 of the session laws of 1871, approved April 15, 1871 ;

2. Senate bill No. 90, entitled

A bill to organize the counties of Roscommon, Ogemaw, and Midland, and to add certain territory to the counties of Menominee, Marquette, and Presque Isle, and to repeal all laws conflicting therewith ;

3. Senate bill No. 91, entitled

A bill to incorporate the village of Howard City ;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on printing.

The second named bill was read a first and second time by its title, and referred to the committee on towns and counties.

The third named bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. L. Walker, leave being granted, moved to discharge the committee of the whole from the further consideration of House bill No. 119, entitled

A bill to amend section 1, of article 13, and section 5 of

article 14, of act No. 348 of the session laws of 1869, entitled
“An act to incorporate the village of Trenton ;”

Which motion prevailed.

On motion of Mr. L. Walker,

The bill was placed on the order of third reading.

Mr. L. Walker, leave being granted, moved to discharge the committee of the whole from the further consideration of House bill No. 120, entitled

A bill to amend section 20 of act No. 372, laws of 1867 entitled “An act to revise the charter of the city of Flint,” approved March 20, 1867; section 22 of said act 372 as amended by section 1 of act No. 21, laws of 1872, approved April 28, 1872, and section 36 of said act 372, as amended by act No. 228, laws of 1871, approved March 18, 1871 ;

Which motion prevailed.

On motion of Mr. L. Walker,

The bill was placed on the order of third reading.

THIRD READING OF BILLS.

House bill No. 93, entitled

A bill to authorize railroad companies to convey their franchises and property under certain circumstances,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Briggs moved to amend section 1 by striking out all after the word “provided” in line 5, to and including the word “company” in line 6, and inserting in lieu thereof the words, “that at any general or special meeting, duly called for that purpose, the stockholders owning a majority of the stock of said company shall consent thereto.”

Mr. Withington moved to amend the amendment by inserting the words “two-thirds” in lieu of the words “a majority ;”

Which was accepted.

The amendment as amended was then agreed to.

Mr. Speed moved to amend the bill by adding to section 3 the words: “*Provided*, That this act shall not apply to any rail-

road which has or may hereafter receive a land-grant from this State ;”

Pending which,

On motion of Mr. Eggleston,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called : quorum present.

The House resumed the order of

THIRD READING OF BILLS.

House bill No. 93, entitled

A bill to authorize railroad companies to convey their franchises and property under certain circumstances ;

Under which was pending the following amendment :

Add at the end of section 3 the words : “ *Provided*, That the provisions of this act shall not apply to any railroad company which has or may hereafter receive a land grant from this State.”

Mr. Speed moved to lay the bill on the table ;

Which motion prevailed.

House bill No. 52, entitled

A bill to amend an act entitled “ An act for the protection of the rights of females,” section 5524 compiled laws of 1871, chapter 178,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Noyes moved to amend the bill by adding at the end of recited section one, the following :

“ *Provided*, That the provisions of this act shall have reference only to manual labor: *And provided further*, That no suit shall be brought or commenced against any party for any

amount due upon labor performed without a demand having been made for the same at least three days previous to the commencement of such suit for said amount due upon labor performed."

Mr. L. Walker demanded a division of the question.

The question being taken on agreeing to the first proviso, the same was not agreed to.

On motion of Mr. Noyes,

The bill was re-committed to the committee on State affairs. House joint resolution No. 15, entitled

Joint resolution asking Congress to authorize the construction of bridges over the Detroit and St. Clair rivers,

Being under consideration,

On motion of Mr. Speed,

The joint resolution was laid on the table.

Senate bill No. 11, entitled

A bill to extend aid to the University of Michigan, and to repeal an act entitled "An act to extend aid to the University of Michigan," approved March 15, 1867, being sections 3506 and 3507 of the compiled laws of 1871,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Grant moved to amend the bill by inserting in line 2, section 1, after the word "State," the words "as fixed by the State Board of Equalization ;"

Which was agreed to.

Mr. Grant moved to further amend the bill by adding to section 1 the following: "*Provided*, That if at any time prior to the year 1881, the said one-twentieth of a mill upon such valuation shall exceed the sum of fifty thousand dollars, then only fifty thousand dollars shall be so assessed. And the Regents of the University shall make annual report to the Governor of the State of the receipts and expenditures of the University."

On the adoption of this amendment,

Mr. Noyes demanded the yeas and nays ;

The demand was seconded, and, pending the taking of the vote thereon,

Mr. Lamb moved as substitute for the pending amendment, the words, "up to and including the year 1876 ;"

Which was not agreed to.

The amendment proposed by Mr. Grant was then adopted, two-thirds of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Grant,	Mr. Ripley,
Armstrong,	Green,	Robinson,
Bartholomew,	Greusel,	Robertson,
Bonine,	Haire,	Sanderson,
Bottomley,	Harris,	Scott,
Breitung,	Haywood,	Sessions,
Briggs,	Hewitt,	Shaw,
Brunson,	Hoar,	Simpson,
Buell,	Hosner,	Smith,
Cady,	Howard,	Speed,
Caplis,	Hoyt,	Striker,
Carter,	Kellogg,	Thompson,
Chafey,	Kipp,	Van Aken,
Cobb,	Knapp,	B. Walker,
Cook,	Lamb,	F. Walker,
Curtis,	Lewis,	J. Walker,
Dinturff,	Luce,	L. Walker,
Drew,	Markey,	Walton,
Edwards,	E. R. Miller,	Warren,
Eggleston,	Mitchell,	E. C. Watkins,
Ferguson,	Morse,	Welker,
Fey,	Noyes,	Withington,
Garfield,	O'Dell,	Wixson,
Garvelink,	Perry,	Zimmerman,
Gilmore,	Rich,	Speaker,

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NAYS.

Mr. Lockwood,

1

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Grant,	Mr. Robinson,
Armstrong,	Green,	Robertson,
Bailey,	Greusel,	Sanderson,

Mr. Bartholomew,	Mr. Haire,	Mr. Scott,
Bonine,	Harris,	Sessions,
Bottomley,	Haywood,	Shaw,
Breitung,	Hewitt,	Simpson,
Briggs,	Hoar,	Smith,
Brunson,	Hosner,	Speed,
Buell,	Howard,	Striker,
Cady,	Hoyt,	Thompson,
Caplis,	Kellogg,	Van Aken,
Carter,	Kipp,	Van Scoy,
Chasey,	Knapp,	B. Walker,
Cobb,	Lamb,	F. Walker,
Cook,	Lewis,	J. Walker,
Curtis,	Markey,	L. Walker,
Dinturff,	E. R. Miller,	Walton,
Drew,	Mitchell,	Warren,
Edwards,	Morse,	E. C. Watkins,
Eggleston,	Noyes,	Welker,
Ferguson,	O'Dell,	Withington,
Fey,	Perry,	Wixson,
Garfield,	Pierce,	Zimmerman,
Garvelink,	Rich,	Speaker,
Gilmore,		

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NAYS.

Mr. Lockwood,	Mr. Luce,	Mr. Ripley,	3
Title agreed to.			

House bill No. 119, entitled

A bill to amend section one of article thirteen, and section five of article fourteen, of act number three hundred and forty-eight of the session laws of eighteen hundred and sixty-nine, entitled "An act to incorporate the village of Trenton,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Greusel,	Mr. Robinson,
Armstrong,	Haire,	Sanderson,
Bailey,	Harris,	Scott,
Bonine,	Haywood,	Sessions,
Bottomley,	Hewitt,	Shaw,
Briggs,	Hoar,	Simpson,
Brunson,	Hosner,	Smith,
Buell,	Hoyt,	Speed,

Mr. Cady,	Mr. Kellogg,	Mr. Striker,	
Carter,	Kipp,	Thompson,	
Chafey,	Knapp,	Van Aken,	
Cobb,	Lamb,	Van Scoy,	
Cook,	Lewis,	B. Walker,	
Curtis,	Lockwood,	F. Walker,	
Dinturff,	Luce,	J. Walker,	
Drew,	Markey,	L. Walker,	
Edwards,	E. R. Miller,	Walton,	
Eggleston,	Mitchell,	Warren,	
Ferguson,	Morse,	E. C. Watkins,	
Fey,	Noyes,	Welker,	
Garfield,	O'Dell,	Withington,	
Garvelink,	Perry,	Wixson,	
Gilmore,	Ripley,	Zimmerman,	
Green,	Robertson,	Speaker,	72
	NAYS.		0

The question being on agreeing to the title,

On motion of Mr. L. Walker,

The title was amended by striking out the word "Trenton," and inserting the word "Fenton" in lieu thereof.

The title, as amended, was then agreed to.

On motion of Mr. L. Walker,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 120, entitled

A bill to amend section 20 of act No. 372, laws of 1867, entitled "An act to revise the charter of the city of Flint," approved March 20, 1867; section 22 of said act 372 as amended by section 1 of act No. 21, laws of 1872, approved April 28, 1872; and section 36 of said act 372, as amended by act No. 228, laws of 1871, approved March 18, 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Haire,	Mr. Robinson,
Armstrong,	Harris,	Robertson,
Bailey,	Haywood,	Sanderson,
Bonine,	Hewitt,	Scott,
Briggs,	Hoar,	Sessions,

Mr. Brunson,	Mr. Hosner,	Mr. Shaw,	
Buell,	Howard,	Simpson,	
Cady,	Hoyt,	Smith,	
Carter,	Kellogg,	Speed,	
Chafey,	Kipp,	Striker,	
Cobb,	Knapp,	Thompson,	
Cook,	Lamb,	Van Aken,	
Curtis,	Lewis,	B. Walker,	
Dinturff,	Lockwood,	J. Walker,	
Drew,	Luce,	L. Walker,	
Edwards,	Markey,	Walton,	
Eggleston,	E. R. Miller,	Warren,	
Ferguson,	Mitchell,	E. C. Watkins,	
Fey,	Noyes,	Welker,	
Garfield,	O'Dell,	Withington,	
Garvelink,	Perry,	Wixson,	
Grant,	Pierce,	Zimmerman,	
Green,	Ripley,	Speaker.	
Greusel,			70
	NAYS.		0

Title agreed to.

On motion of Mr. L. Walker,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

MOTIONS AND RESOLUTIONS.

Mr. Hoyt moved to reconsider the vote by which the House refused to pass

House bill No. 90, entitled

A bill to amend sections 79, 80, 81 and 120 of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being sections 1045, 1046, 1047, and 1086 of chapter 21 of the compiled laws of 1871;

Which motion prevailed.

On motion of Mr. Hoyt,

The bill was re-committed to the committee on ways and means.

Mr. Garvelink offered the following:

Whereas, There is a bill now pending before the United

States Congress, compelling the publishers of weekly newspapers to prepay postage on their publications in the counties where printed, and,

Whereas, Such a law would prove to be prejudicial to the interests of the rural press of the country, and an uncalled for tax upon knowledge; therefore,

Resolved (the Senate concurring), that the Legislature of Michigan requests its delegation in Congress, to use their influence and to cast their votes against the adoption of so unjust and burdensome a resolution, upon the free circulation of the local journals of the nation in the communities where they are published and circulated.

Resolved, That his Excellency the Governor be required to transmit copies of the foregoing preamble and resolution to each of our Senators and Representatives in Congress.

Laid over under the rules.

Mr. Welker moved that

A bill defining the duties and labors of county superintendents of schools,

Be made the special order for Thursday, March 6;

Which motion prevailed.

Mr. Welker offered the following:

Resolved, That on and after the 3d day of March, 1873, the regular sessions of this House shall commence at half-past 9 o'clock, A. M.;

Which was adopted.

Mr. Eggleston moved to discharge the committee of the whole from the further consideration of Senate bill No. 31, entitled

A bill to amend section 14 of chapter 88 of the compiled laws of 1871, entitled "An act to authorize the formation of corporations for the running, booming, and rafting of logs;"

Which motion prevailed.

On motion of Mr. Eggleston,

The bill was placed on the order of third reading.

Mr. Bonine moved to discharge the committee of the whole from the further consideration of Senate bill No. 157, entitled

A bill to re-incorporate the village of Buchanan, and to repeal all acts and parts of acts inconsistent with the provisions of this act ;

Which motion did not prevail.

Mr. Sanderson asked and obtained leave of absence until Tuesday.

Mr. Drew asked and obtained leave of absence for to-morrow.

Mr. Rich asked and obtained leave of absence until Wednesday.

Mr. L Walker asked and obtained leave of absence until Wednesday.

Mr. Speed asked and obtained leave of absence until Tuesday.

Mr. Garvelink asked and obtained leave of absence for Mr. C. W. Watkins until Tuesday.

Mr. Lamb asked and obtained leave of absence until Wednesday.

Mr. Eggleston moved that the rules be suspended, and that Senate bill No. 31, entitled

A bill to amend section 14 of chapter 88 of the compiled laws of 1871, entitled "An act to authorize the formation of corporations for the running, booming, and rafting of logs,"

Be placed on its immediate passage ;

Which motion prevailed.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Armstrong,
Bailey,
Bonine,
Bottomley,
Briggs,

Mr. Haire,
Haywood,
Hewitt,
Hoar,
Hosner,
Howard,

Mr. Ripley,
Robinson,
Robertson,
Sanderson,
Scott,
Sessions,

Mr. Buell,	Mr. Hoyt,	Mr. Shaw,
Cady,	Kellogg,	Simpson,
Caplis,	Kipp,	Smith,
Carter,	Knapp,	Striker,
Chafey,	Lamb,	Van Aken,
Cobb,	Lewis,	Van Scoy,
Cook,	Lockwood,	B. Walker,
Curtis,	Luce,	F. Walker,
Dinturff,	Markey,	J. Walker,
Drew,	E. R. Miller,	L. Walker,
Eggleston,	Mitchell,	Walton,
Ferguson,	Morse,	Warren,
Fey,	Noyes,	E. C. Watkins,
Garfield,	O'Dell,	Welker,
Garvelink,	Perry,	Withington,
Gilmore,	Pierce,	Wixson,
Green,	Rich,	Zimmerman,
Greusel,		70

NAYS.

Mr. Edwards, **Mr. Thompson,** 2

Title agreed to.

On motion of Mr. Buell,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

GENERAL ORDER.

On motion of Mr. Warren,

The House went into committee of the whole on the general order,

Mr. Bailey in the chair.

After some time spent therein, the committee rose, and through the chairman made the following report :

The committee of the whole have had under consideration the following entitled bills :

1. Senate manuscript bill, entitled

[Substitute for Senate bill No. 21, entitled]

A bill to reorganize the thirteenth and to create the nineteenth judicial circuit ;

2. House bill No, 101, entitled

A bill to amend section one of chapter thirty-nine of revised

statutes of 1846, being section 1960, chapter fifty-three of the compiled laws of 1871, relative to disorderly persons ;

3. House bill No. 102, entitled

A bill to change the name of the First Presbyterian Society of Mill Point to the First Presbyterian Society of Spring Lake ;

4. House bill No. 103, entitled

A bill to organize the township of Isle Royal in the county of Keweenaw ;

5. House bill No. 104, entitled

A bill supplementary to an act entitled "An act to provide for the incorporation of railroad companies," approved February 12, 1855 ;

6. House bill No. 105, entitled

A bill to provide for recording certain evidence concerning titles to land ;

7. House bill No. 109, entitled

A bill to provide for the education of certain poor persons in the Michigan Institution for Educating the Deaf, and Dumb, and the Blind ;"

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill :

8. House bill No. 107, entitled

A bill to lay out and establish and improve a swamp land State road from Rock Harbor, in fractional township No. 65 north, of range 34 west, to Washington Harbor, in fractional township, No. 64 north, of range No. 38 west, on Isle Royale, in the county of Keweenaw ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bills :

9. House bill No. 111, entitled

A bill to detach certain territory from the present township of Forest Home, in the counties of Otsego and Antrim, and organize the same into a separate township by the name of Maybell;

And have directed their chairman to report the same back to the House with the recommendation that it be laid on the table.

F. G. BAILEY, *Chairman.*

Report accepted and committee discharged.

The first seven named bills were placed on the order of third reading.

On motion of Mr. Cady,

The House concurred in the amendments made to the eighth named bill by the committee, and it was placed on the order of third reading.

On motion of Mr. Brunson,

The House concurred in the recommendation of the committee relative to the last named bill, and it was laid on the table.

The committee on municipal corporations, leave being granted, reported as follows :

The committee on municipal corporations, to whom was referred Senate bill No. 157, entitled

A bill to re-incorporate the village of Buchanan, and to repeal all acts and parts of acts inconsistent with the provisions of this act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. J. SPEED, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Grant,

The rules were suspended and the bill was placed on the order of third reading.

Mr. Fey, leave being granted, presented the petition of J. O'Donnell, V. M. Botsford, and 140 others of South Saginaw, for consolidation with East Saginaw ;

Also : Petition of J. S. Eastabrook, A. Gibhart and 15 others, for the same purpose.

Referred to the committee on municipal corporations.

Mr. Ackley, leave being granted, presented the remonstrance of John Ingledson, M. B. Deland, and 95 others, of South Saginaw, against annexation to East Saginaw ;

Referred to the committee on municipal corporations.

On motion of Mr. Welker,

The House adjourned.

Lansing, Saturday, March 1, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Cromack.

Roll called : quorum present.

Absent without leave: Messrs. Breitung, Edwards, and Wixson.

Mr. Caplis asked and obtained leave of absence for Mr. Breitung for the day.

Mr. Greusel asked and obtained leave of absence for Mr. Edwards for the day.

Mr. Hoar asked and obtained leave of absence until Tuesday.

Mr. Luce asked and obtained leave of absence for Mr. Hewitt indefinitely on account of sickness.

Mr. Morse asked and obtained leave of absence indefinitely on account of sickness.

Mr. Noyes asked and obtained leave of absence until Tuesday.

Mr. Sessions asked and obtained leave of absence until Tuesday.

Mr. Hoyt asked and obtained leave of absence for Mr. Wixson indefinitely on account of sickness.

Mr. Welker asked and obtained leave of absence until Tuesday.

Mr. Caplis asked and obtained leave of absence until Monday noon.

Mr. Noyes asked and obtained leave of absence for Mr. Walton until Tuesday.

Mr. Bottomley moved that the House adjourn.

Mr. Brunson demanded the yeas and nays.

The demand was seconded, and the motion did not prevail by yeas and nays, as follows:

YEAS.

Mr. Bonine,
Bottomley,

Mr. Caplis,

Mr. Cobb,

4

NAYS.

Mr. Ackley,
Armstrong,
Bailey,
Bartholomew,
Briggs,
Brunson,
Buell,
Cady,
Carter,
Chafey,
Curtis,
Dinturff,
Eggleston,
Ferguson,
Fey,
Garvelink,
Gilmore,
Grant,
Green,
Greusel,

Mr. Haire,
Harris,
Haywood,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Knapp,
Lamb,
Lewis,
Lockwood,
Markey,
E. R. Miller,
Mitchell,
Morse,
O'Dell,
Pierce,
Ripley,

Mr. Robinson,
Robertson,
Sanderson,
Scott,
Sessions,
Shaw,
Simpson,
Smith,
Striker,
Thompson,
Van Aken,
Van Scoy,
B. Walker,
F. Walker,
J. Walker,
Warren,
E. C. Watkins,
Welker,
Zimmerman,
Speaker, 60

Mr. Bottomley moved to reconsider the vote by which the House granted leave of absence to Mr. Caplis.

On motion of Mr. Smith,

The motion to reconsider was laid on the table.

Mr. Hosner asked to be excused from further service on the committee to investigate the affairs of the Grand Trunk Railroad.

The request was granted by the House.

The Speaker appointed Mr. Gilmore to fill the vacancy occasioned by the release of Mr. Hosner.

PRESENTATION OF PETITIONS.

By Mr. Robinson: Remonstrance of S. J. Henderson, C. M. Cobb, and 245 others, of Sheridan, Calhoun county, against the passage of a bill changing the boundaries of school district No. 7, in said township;

Referred to the committee on education.

The following is the remonstrance:

To the Honorable Legislature of the State of Michigan :

We, the undersigned, electors of the township of Sheridan, in the county of Calhoun, would most respectfully represent to your honorable body that a petition has been presented to your body, praying that act No. 409 of laws of 1871, be repealed, and that the property described in said act, which has been detached from original district No. 4, fractional, of the township of Clarence and Sheridan, be set back in said district No. 4, etc.

The undersigned would respectfully represent to your honorable body that the best interests of the district are subserved by said act of 1871; that the inhabitants of said district are better accommodated than they could be by the proposed change; that the lands so detached by said act of the Legislature of 1871 has been incorporated into a new school district No. 7, the inhabitants of which district have taxed themselves and built a school-house on said lands detached from said school district No. 4, fractional, of Clarence and Sheridan, at a cost of one thousand dollars, and are maintaining a school therein at the present time; that the inhabitants so detached from said

school district No. 4, of Clarence and Sheridan, did not draw from said district No. 4, of Clarence and Sheridan, any portion of the district property contained in said district on their being detached therefrom; and that were the prayer of the petitioners for the setting back of said lands so detached by act No. 409 of the laws of 1871, granted, the said school district would have a district with two school-houses.

We, the petitioners, would respectfully remonstrate and protest against the passage of the act prayed for in said petition.

Dated at Sheridan, February 25th, 1873.

By Mr. Grant: Remonstrance of A. G. Day and 12 others, officers of Newaygo county, against the removal of Hon. A. H. Giddings;

Referred to select committee on that subject.

By Mr. Grant: Petition of M. D. Howard and 30 others, asking that a purchase be made by the State of the portrait of Douglas Houghton;

Also: Petition of Frederick Hall and 7 others, on the same subject.

Referred to the select committee on that subject.

By Mr. J. Walker: Petition of Edwin Coff and other citizens of Kalamazoo county, asking for a repeal of the law creating the office of superintendent of schools.

Referred to the committee on education.

By Mr. Ackley: Remonstrance of the President and Trustees of the village of South Saginaw against the annexation of said village to East Saginaw;

Referred to the committee on municipal corporations.

By Mr. Markey: Remonstrance of the Michigan Car Company, and Detroit River Lumber Company, and Michigan Glass Company, and others, against annexing any part of Springwells to Detroit;

Referred to the committee on municipal corporations.

By Mr. Armstrong: Petition of J. H. Simmons, L. F. Skiuner, and 104 others, citizens of Newaygo county, against the division or alteration of the boundaries of said county;

Referred to the committee on towns and counties.

By Mr. E. C. Watkins: Remonstrance of A. B. Cheeney, C. C. Hinman, and 150 others, citizens of Sparta, Kent county, against the organization of the county of Watkins;

Referred to the committee on towns and counties.

By Mr. Greusel: W. C. Maples, John Walker, and 25 others, residents of Greenfield, in favor of annexing the same to Springwells;

Referred to the committee on towns and counties.

By Mr. Eggleston: Petition of Fred Meyer and 232 others, asking for the repeal of the prohibitory liquor law;

Referred to the committee on State affairs.

By Mr. Bailey: Petition of Mike Relidy and 31 others, asking for the repeal of the prohibitory liquor law;

Referred to the committee on State affairs.

By Mr. Greusel: Petition of H. P. Thome and 58 others, for a system of taxation upon the manufacture and traffic of liquors;

Also: Petition of George Wright and 58 others upon the same subject;

Also: Petition of Charles Barnes and 31 others, upon the same subject;

Also: Petition of Charles Mitchell and 105 others, upon the same subject;

Referred to the committee on State affairs.

By Mr. E. R. Miller: Communication of the United States Commissioner of fish and fisheries;

Referred to the committee on fisheries.

The following is the communication:

SMITHSONIAN INSTITUTE, }
Washington, D. C., Feb. 20, 1873. }

To the Honorable E. R. MILLER,

Chairman of the Committee on Fisheries for the House of Representatives of Michigan:

Agreeably to my promise, I send you the results of some of my investigations among the fisheries of the lakes. I desire to

offer opinions only for the regions I have visited, as I find that the necessities of different fishing localities vary very much.

As a food or commercial resource, the fisheries of the lakes are well worth the fostering care of the States bordering on their waters.

As I have been engaged for the past two months in obtaining the statistics of the lake fisheries, I am prepared with reliable statistics for most of the Michigan shores.

The Chicago dealers have handled of late years from 50,000 to 62,000 packages—half barrels weighing 100 lbs. net—of salt fish, whitefish, lake trout, and lake herring. The receipts for the last season of fresh lake fish are over 5,000,000 pounds, making in all about 10,000,000 pounds of lake fish in one year.

Milwaukee's salt fish inspection of 1871 amounted to over 17,000 packages. Green Bay city's shipment would reach 10,000 packages in a year. A firm at Mackinaw handled this season over 600,000 pounds. The editor of a Bay City paper gave the statistics for a portion of the Lake Huron fishing region, at 23,150 packages. The Detroit river fisheries handle about half a million of pounds of fish in a season. Grand Haven, St. Joseph, Beaver Harbor, and other towns, making original shipments would swell the total of receipts from Lakes Superior, Michigan, and Huron, to 18,000,000 pounds of fish, which, at an average of four cents per pound, would amount to \$720,000. Subtracting the catch of Wisconsin, Illinois, and Indiana from this total, we should have, as the product of the Michigan fisheries, about \$500,000. This, of course, is the calculation for the receipts of fishermen. Dealers' receipts would add a considerable sum to these figures. When the property in nets, boats, ice-houses, ware-houses, cooperage, salt, freezing-houses, and the outlay for freights, wages, inspection, and other expenses are considered, it will be seen that the fisheries are a large industry, and one of the already very ample resources of a rich State, quite worthy of consideration.

The large quantity of fish taken is, of course, making an impression on the numbers. Nor would this, perhaps, reduce the numbers materially, if it was not the fact that a certain class of nets take immature fishes in large quantities. If every fish taken from the lakes had matured and spawned, depositing twenty thousand or more spawn for one or more seasons, it is evident that the rate of decrease would be less by a very large per cent than where thousands of young fish are taken from the waters before they are mature enough to spawn, whether made use of, as they are rarely, or destroyed and buried in the land as is the common practice.

A visit to all the points on Lake Michigan in 1871 made it evident that there had been a large decrease in the quantity of fish in the last ten years.

Many localities, principally on the west shore where the pound nets had been numerous, had been entirely abandoned after a few years fishing; the first one or two years finding fish in the greatest abundance, and a decrease afterward, from year to year, until the locality was abandoned.

The gill-netters find evidence of decrease in the fact that each fisherman takes a less quantity of fish now than formerly, with a larger number of nets used, with smaller mesh and finer thread, and with the necessity of setting them further from the shore. This was the universal testimony among the gill-net fishermen even where the fishing was good compared with other localities.

The restoration of the fish is to be accomplished principally by artificial propagation, and by judicious legislation as an auxiliary.

The principal aim of legislation should be to prevent the capture of small fishes.

To accomplish this, a great many have advocated the entire prohibition of the use of pound nets, believing it to be the simplest effective way of disposing of the matter. It must be understood, however, that it would work ruin to almost every

pound-net fisherman. The nets and boats are entirely useless for any other purpose than pound-net fishing, and the fisherman's entire property, with comparatively few exceptions, is invested in his fishing stock, occasionally reaching a figure as high as four or five thousand dollars, and rarely as low an amount as four hundred dollars. Besides, though it would arrest the decrease, it would reduce the product of the fisheries for one or two years, because of the great decrease in the number of nets, and the whole fishing interests of the lakes, in the market, would be embarrassed in consequence.

The possibility of handling the fishes over, as they are dipped out of the pot with the scoop net, and sorting small fishes out, to escape, while the larger ones are reserved, had been suggested. The objection to this, as a regulation, would be the difficulty of enforcing it. That it is in some measure practicable, if carried out, may be known from the fact that a fisherman, formerly in North Bay, Wisconsin, took his fish from the pound net, one by one, and bled them before he threw them into the boat, throwing the smallest overboard, most of which swam off vigorously, though from the delicate nature of the whitefish, many died from handling. His purpose in bleeding was to pack a firm-fleshed, white-meated fish, for which he received a fancy price from some one in Ohio.

The enlargement of the mesh in the pot, or crib, is perhaps the most practical regulation that is likely to accomplish the purpose intended without inflicting injustice upon the fishermen. The mesh in present use is from one and one-half to three and one-fourth inches in length, extension measurement, that is, measured through the length of the mesh opening when drawn taught. This makes it from three-fourths to one and five-eighths inches from knot to knot. For the capture of herring the smaller mesh is considered necessary, while where the object is to capture only whitefish, the larger mesh of three and one-fourth inches is sometimes used.

Comparing the gill-net mesh, usually four and one-fourth or four and a half inches, with the pound-net mesh, it will be observed that the difference in size is not the only variation in condition to be considered. The fine twine of the gill net is more unfavorable for the escape of a fish than the coarse twine or cord of the pound net; besides, while the gill net by means of nicely balanced floats and weights stands comparatively slack, the sides of the pound net are drawn up with the meshes open and standing taught and firm, are much less apt to entangle a fish while attempting to pass through. It is seen from this that, although four and one-fourth inches is small enough, perhaps too small, for the gill-net mesh, the same dimension is not required for the pound net.

Still, with all the advantage that a taut open mesh affords them, the habit of the fish to remain quietly in the pot until it is lifted to the surface, has to be taken into consideration. Of course the greater facility of escape the greater number of fishes that will avail themselves of it.

It should not be considered an unfair demand, that all white fishes of less size than the minimum of the inspection grade, No. 2, weighing less than three-quarters of a pound, dressed, should be allowed the means of escape. By a series of measurements, it has been determined that a maximum No. 3 white fish will measure about seven and three-fourths inches in the girth. This would require for its escape a mesh about three and three-fourths inches, extension measurement, or one and seven-eighths inches from knot to knot. To allow for shrinkage after saturation with tar, the mesh when netted should be at least three and seven-eighths inches, extension measurement.

There are a few localities on Lake Michigan where herring are utilized to a large extent. The principal one is in Green Bay, entirely to the south of the Menominee river. At Mackinaw and vicinity a good many lake herring are handled, though they are by no means as valuable to the fishermen as either

white fish or trout. In all localities where fishing is carried on with the pound nets, or near the shore with any nets, herring are taken to a limited extent, and are generally not made use of.

Of course, when the fisheries depend on the catch of herring for their support, a large mesh would be fatal to them, and and it is doubtful whether a mesh larger than one and a half inches could be used to advantage.

At Mackinaw, the receipts of a large dealer in 1872 showed the proportion of herring to the whole to be only two-ninths, and the proportion of profits on the herring to that of the whole is only about one twenty-eighth. So that it may be seen that it would not be a material loss to the dealer. Still, as it has been discovered this fall, while making investigations in Lake Erie, that the herring feed largely on the spawn of the white fish, there is an advantage in their being taken from the lake.

The extension of leaders to great distances from the shore is an abuse of the fishing privileges, as it obstructs to too great an extent the natural runways of the fish, and infringes on the rights of other fishermen on each side by preventing the access of fish to their nets.

A law discriminating between localities seems to be essential to any protection of fish in the lakes, as the character of fishing, the species of fish utilized, and the difference in species found, vary at different regions.

The gill-net men, though having had much less influence in diminishing the numbers, would assist the increase to a large extent if they restored the mesh of the gill nets, now four and one-fourth inches, extension measurement, to the original four and one-half inches mesh.

A regulation prescribing the size of meter and seaming, and enforcing the reviewing of meter and seaming and stretcher lines, for gill nets, would be valuable, as great numbers of fish are destroyed uselessly, by the breaking away, in storms and

currents, and loss of nets in the lake, that continue to capture fish until the floats become water-logged, and sink.

With reference to the enlargement of the gill-net mesh, a discrimination should be made in favor of Traverse Bay, where the larger portion of the catch is the black fin, that does not attain an average size of more than one pound.

It is the universal experience of fishermen, that throwing offal or dead fish on the fishing grounds is offensive to the whitefish, and destructive to the fishing interests in the locality. A stringent law should be enforced in this particular, as it is generally a shiftless, lazy man who is guilty of this injury to his more worthy neighbors, as well as to himself.

In this connection it is well to refer to the fact that sawdust, in many lumbering mill localities, is thrown into the streams, or is used to bank out in the shoal water at the edge of a river. Great quantities of it floating out, and water-logging, settles on the spawning beds and feeding grounds of the whitefish, to decay and drive them from the locality.

Prohibiting fishing at certain seasons of the year has been an ordinary method of legislation in protecting fish, and has proven to be of great advantage in streams and inland waters.

Our lakes, in the particular of fishing, assume very much the character of the sea, and the same class of legislation benefiting inland streams and waters, is not so much required for them.

A close season, from Saturday night to Monday morning, has been recommended by the State Fish Commissioners of some of the seaboard States. This might be adopted in case of the pound nets, but would not be practicable with the gill nets, as it would be nearly impossible for the fishermen to take up several gangs of nets on Saturday night, and re-set them Monday.

The catching of whitefish during the spawning season, from November 10th or 12th to the middle of December, is often censured. The objection to taking fish at this season is

that they run into shallow water, and are taken in *larger* numbers than at any other time of the year. It will be observed that though, of course, the ova at this season are ready to be deposited, and produce in the course of a few months young fish, there are no more eggs destroyed at this season in killing a fish than at an earlier period; nor is the production of the next season's stock of young fishes any more diminished by taking the same number of fishes from the water in November than in August.

I have heard no fault found with the quality of the fish taken in the cold waters of this season, and the largest quantities can be handled with safety, as the weather is cold.

The only run of fish the fishermen can look forward to with certainty, is the run of trout upon the reefs in October, and of whitefish in shallow waters in November. Though the previous months have been unprofitable, they look forward to this season with certainty of some success, if it does not prove too stormy.

If sufficient restraint can be placed upon the decrease of fishes without interfering with fishing at this time, it had better remain as it is.

Another needless destruction of fish is the killing of sturgeon in the waters of Green Bay. In the early fall the sturgeon come into the pound nets in abundance. The fishermen make no use of them, and considering them an annoyance, draw them into the boat with the gaff-hook and throw the carcasses on the offal heap. Thousands of pounds of food are destroyed in this way every year. A firm have attained quite a degree of wealth in the city of Sandusky, in the past six years, by utilizing the sturgeon. They smoke the thicker parts of the fish, making a superior substitute for halibut, manufacture caviare from the ova, isinglass from the bladders, and oil from the thin parts and offal.

Green Bay is the only locality in the lakes where this can be repeated with success, and it is well worth the attention of some one with a few hundred dollars.

At the beginning of this letter, I stated that the principal means of restoring the fishes to their former numbers should be propagation, and that protective laws should act as an auxiliary. It will be seen, from the discussion of the effect of the different laws, how difficult it is to frame any general law that will apply equally and with even justice to different localities. Still, it is worthy of the most careful consideration and pains, if a law can be devised that will prevent the capture or destruction of immature fishes.

Artificial propagation has restored a fish in unlimited numbers, that was much more nearly exterminated than the whitefish of the lakes. I refer to the shad of the Atlantic coast. The reckless methods of fishing had made them so scarce that the prices reached as high a figure as——each. A reference to the increase after a few years of artificial propagation, in a late letter to Congress, states that in the opening of 1872 “immense schools of shad were met at sea, bound for the Connecticut river; and the number of fine marketable fish actually taken in the vicinity was so great that they became a drug in the market,—scarcely worth more than five or ten cents each.” There is nothing in the way of accomplishing as much with the fish of the lakes; the whitefish may be made so numerous that but few protective laws will be required.

In my investigations I have paid but little attention to inland waters, and shall not offer opinions on this part of the subject. In 1871, if an investigation had been made, it would have resulted, I think, in the discovery that nets were used in the vicinity of Pine river and the Escanaba river for the capture of the brook trout, by men who sold them to traders on the steamers stopping at Charlevoix and Escanaba.

Mr. D. H. Fitzhugh, of Bay City, has sent a number of specimens of the grayling, (*Thymallus tricolor*, Cope,) to the Smithsonian, and in a letter desires that an amendment to the protection law, covering the brook trout, should include the grayling. This beautiful little game fish,

of the family of salmons, is only found in a few rivers of your State, and the head waters of the Yellowstone river. It would be a great pity to have it exterminated, as it will be if not protected, as it is not nearly as numerous as its relative, the brook trout. A species of the same genus, *Thymallus vulgaris*, of Europe, is a spring spawner, and spawns in the month of April. The same period will, undoubtedly, be found to be the habit of the Michigan species, and in this month it should be protected from capture.

Hoping that the points referred to in this letter may be of benefit to the fish interests of Michigan,

I remain yours, respectfully,

JAMES W. MILNER,

U. S. Deputy Commissioner, Fish and Fisheries.

To Hon. E. R. MILLER, *Lansing, Michigan.*

REPORTS OF STANDING COMMITTEES.

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills :

1. House bill No. 27, entitled

A bill to prevent and punish the adulteration of milk and the products made therefrom, and to repeal an act entitled "An act to prevent the adulteration of milk, and to prevent the traffic in impure and unwholesome milk," approved March 31, 1871.

2. House bill No. 35, entitled

A bill to require the Commissioner of the State Land Office to give public notice of the restoration of reserved or forfeited State lands to market.

C. D. LUCE, *Chairman.*

Report accepted.

By the committee on roads and bridges :

The committee on roads and bridges, to whom was referred

A bill to provide for a State road in the county of Marquette,

Respectfully report that the bill asks for a grant of land, and wish me to report the same back to the House, and recommend that it be referred to the committee on public lands, and ask to be discharged from the further consideration of the subject.

J. WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Buell,

The bill was referred to the committee on public lands.

By the committee on public lands :

The committee on public lands, to whom was referred

A bill to provide for the appraisal and sale of the balance of section 16 in town 2 north, of range 3 west, in the county of Eaton,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The reasons assigned for the passage of this act are that the school lands referred to are very low and wet, and have been in the market for many years, and cannot probably be sold for the minimum price of school lands, and it is desired for the purpose of drainage that they be owned and controlled by private parties.

WM. SESSIONS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred

A bill to amend an act entitled an act to incorporate the village of New Buffalo, being act No. 419 of the session laws of 1869, and to add a new section thereto,

Respectfully report that they have had the same under con-

sideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred

A bill to incorporate the village of Imlay city, in Lapeer county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred

A bill to amend section one of an act entitled "An act to incorporate the village of Leslie,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

A bill to incorporate the village of South Lyons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

A bill to incorporate the city of Pentwater, in the county of Oceana,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Buell,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

House bill No. 16, entitled

A bill to amend section 27 of an act entitled "An act to revise the laws providing for the incorporation of railroad companies," approved April 18th, 1871, being section 2431, chapter 75 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration.

The principal changes that this bill makes in the present law are in compelling railroad companies to place a flagman on street crossings, where deemed necessary, by the councils of cities or villages, and on road crossings where the same is used for making up trains.

The bill was recommitted on the suggestion that an appeal should be authorized from the decisions of councils of cities or villages to some higher authority. Your committee find—

First. That there is no law providing for appeals from notices, such as is required by this bill to be served on railroad companies, and that a statute would have to be enacted providing for all the *minutiæ* of the appeal, or the act would be inoperative.

Second. To allow an appeal to the circuit court (which would seem to be the only judicial remedy) would necessitate great delay, which might be extended to an indefinite period, when the railroad company deem it for their interest to retard proceedings, thus virtually defeating the benefits sought to be gained by the provisions of this bill.

Third. The thirty days' time given, after notice from the council, would in the opinion of your committee, afford ample opportunity for the railroad company to be heard before the council if they deem the order unjust or arbitrary.

Fourth. Your committee are aware that by the charters of all cities and villages in this State, great powers, as to local government, are conferred upon common councils, from whose enactments, lawfully promulgated, there is no appeal. And they do not believe that this case, when the object is the protection of human life, should be made an exception.

They have therefore directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. C. WATKINS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. E. C. Watkins,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred

A bill to provide for the incorporation of ecclesiastical bodies and societies,

Report that they have had the same under consideration.

This bill seems intended to provide for the organization of any number of churches of the same denomination into a corporation for the more efficient work in their several fields of labor.

The purposes of this bill does not seem objectionable, but the act itself is vague as to the powers intended to be conferred upon such corporation, and contains in itself but little if any restriction as to the exercise of power.

It would seem as though all that is sought by this bill might be accomplished by very slight amendments to the act of 1871, page 1053 of the compiled laws, where the mode of organization is strictly defined, as well as all powers and duties.

The committee have therefore instructed their chairman to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

ERASTUS J. WELKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Aken,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 78, entitled

A bill relative to rights of lessees of tenements,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to

the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill changes the common law which declares that a lessee without reservation is liable, after the premises are destroyed by the element, or by the act of Providence, to pay rent.

HENRY A. SHAW, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred Senate bill No. 6, entitled

A bill in relation to challenges of jurors in criminal cases.

A majority respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

Your committee recommend this bill because of the existence of an erroneous impression that intelligence and knowledge are a good cause for not allowing good men to sit as jurors.

HENRY A. SHAW, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred Senate manuscript bill, entitled

A bill to amend section 22 of chapter 176 of the compiled laws of 1871, relative to the courts of chancery, being section 5058 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the

House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill authorizes the Attorney General to bring suits in this county, where all the records and most of the parties who have fraudulently procured patents for lands in violation of rights of settlers and occupants.

H. A. SHAW, *Chairman.*

Report accepted and committee discharged.

Mr. Shaw moved that the rules be suspended, and the bill placed on the order of third reading ;

Which motion did not prevail.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to provide wives with property and maintenance from their husbands' estates, when neglected and deserted by them,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The object of this bill is to enable courts of chancery to seize the property of husbands who are of sufficient ability to support them, and have neglected or deserted their families, and appropriate it to their support. Your committee believe that the subject of this bill demands attention.

E. S. EGGLESTON, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges :

The committee on roads and bridges, to whom was referred

A bill to legalize the proceedings had in the townships of

Grant and Tawas, in Iosco county, in aiding in the construction of the Tawas and Grant plank road,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

This bill is to legalize the proceedings of the townships within named, which were not filed and recorded in the time required by law.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. J. Walker,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on private corporations:

The committee on private corporations, to whom was referred Senate bill No. 61, entitled

A bill to amend "An act to provide for the incorporation of associations for the publication of periodicals, newspapers, books, tracts, documents, and other publications," being act No. 99, approved March 7, 1861, by adding a new section thereto to stand as section 5 of said act,

Report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This amendment authorizes such associations to engage in printing all kinds of books and printed stationery.

E. S. EGGLESTON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on manufactures:

The committee on manufactures, to whom was referred

Joint resolution relative to the employment of convicts at the State Prison in the manufacture of wagons, carriages, and sleighs,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

The committee is of the opinion that the convicts should be kept at work for their own good as well as that of the State.

R. S. VAN SCOY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cady,

The bill was laid on the table.

By the committee on railroads:

The committee on railroads, to whom was referred

The petition of Harlow Hendricks and 47 others, for some action of this Legislature compelling the Grd. R. & I. R. R. to build a station house at Fisher's Station,

Find that it refers to the G. R. & I. R. R. Co.,

Respectfully report that they have had the same under consideration, and have therefore directed me to report the same back to the House, and recommend that it be referred to the special committee on that road, and ask to be discharged from the further consideration of the subject.

E. C. WATKINS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brunson,

The petition was referred to the special committee on the Grand Rapids & Indiana Railroad.

MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

To the House of Representatives:

I have this day signed, approved, and deposited in the office of the Secretary of State the following:

1. An act to organize the township of Boardman, in the county of Kalkaska ;

2. An act to provide for the purchase of books for the State Library ;

3. An act to organize the township of Edwards, in the county of Iosco ;

4. An act to organize the township of Ogemaw, in the county of Iosco ;

5. An act to organize the townships of Deep River, Standish, and Pinconning, and to re-organize the township of Clayton in Bay county ;

6. An act to organize the township of Greenwood, in Wexford county ;

7. An act to amend an act to incorporate the village of Manchester, approved March 16, 1867, as amended by act No. 248 of the session laws of 1871," approved March 25, 1871, by adding two new sections thereto, to stand as sections 28 and 29 of said act ;

8. An act to legalize the tax roll of the village of Mount Clemens for the year 1872 ;

9. An act to amend section 8 of an act entitled " An act to re-incorporate the village of Kalamazoo, and to repeal the inconsistent acts and parts of acts," approved March 15, 1861, and to add a new section to said act ;

10. An act to amend section 4 of an act entitled " An act to provide for the better management and care of the State Library," the same being section 271 in chapter 7 of the compiled laws of 1871 ;

11. And joint resolution authorizing the Board of State Auditors to audit certain accounts for gas and gas fixtures ;

12. An act to require the Commissioner of the State Land Office to give public notice of the restoration of reserved or forfeited State lands to market ;

13. An act to amend section 3 of chapter 230, being section

7176 of the compiled laws of 1871, relative to the punishment of fraudulent debtors.

JOHN J. BAGLEY.

The message was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER,
Lansing, Feb. 28, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill :

Senate bill No. 93, entitled

A bill to amend sections 3083 and 3084 of the compiled laws of 1871, relative to religious societies ;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on religious and benevolent societies.

THIRD READING OF BILLS.

House bill No. 107, entitled

A bill to lay out and establish and improve a swamp land State road from Rock Harbor, in fractional township No. 65 north, of range 34 west, to Washington Harbor, in fractional township, No. 64 north, of range No. 38 west, on Isle Royale, in the county of Keweenaw,

Being under consideration,

On motion of Mr. Harris,

The bill was recommitted to the committee on public lands

On motion of Mr. Shaw,

The House passed the order of third reading of bills.

MOTIONS AND RESOLUTIONS.

Mr. Brunson offered the following:

Resolved (the Senate concurring), That from and after Thursday, the 27th day of March, 1873, the two Houses will transact no business other than for the President of the Senate and the Speaker of the House to sign enrolled bills, for the approval of the Governor, and the entry of the same on the journals of the proper Houses by the Secretary and Clerk, and the time of final adjournment of this Legislature shall be on Monday, the 31st day of March, 1873, at 12 o'clock, noon, of that day;

Laid over under the rules.

UNFINISHED BUSINESS.

Being the consideration of the following:

WHEREAS, There is a bill now pending before the United States Congress, compelling the publishers of weekly newspapers to prepay postage on their publications in the counties where printed; and,

WHEREAS, Such a law would prove to be prejudicial to the interests of the rural press of the country, and an uncalled for tax upon knowledge; therefore,

Resolved (the Senate concurring), That the Legislature of Michigan requests its delegation in Congress to use their influence and to cast their votes against the adoption of so unjust and burdensome a resolution upon the free circulation of the local journals of the nation in the communities where they are published and circulated;

Resolved, That his Excellency the Governor be required to transmit copies of the foregoing preamble and resolution to each of our Senators and Representatives in Congress;

Which was adopted.

GENERAL ORDER.

On motion of Mr. E. C. Watkins,

The House went into committee of the whole on the general order,

Mr. Robertson in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled joint resolutions:

1. House joint resolution No. 8, entitled

Joint resolution for the relief of the Central Methodist Episcopal Church of Lansing, Mich.;

2. House joint resolution No. 9, entitled

Joint resolution to provide for submitting the question of a general revision of the constitution of the State of Michigan to the electors thereof;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills:

1. House bill No. 112, entitled

A bill to amend section 1 of an act entitled "An act to aid in the construction of that part of the Cass River and Bay City State road established under act number 345 of the laws of 1865, between the forks of Cass River and Unionville, in Tuscola county, and making an appropriation of swamp land therefor," and being act No. 311 of the session laws of 1871;

2. House bill No. 113, entitled

A bill to amend act number 154 of the session laws of 1871, entitled "An act to amend section 1 of an act entitled 'An act to authorize proceedings by garnishment in the circuit courts and in the district courts of the Upper Peninsula,'" approved March 16, 1861, being section 6465 of the compiled laws of 1871;

Have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

3. House bill No. 115, entitled

A bill to provide for compensation for loss of property by fire originating from railroad fires ;

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the House, and ask leave to sit again.

A. ROBERTSON, *Chairman.*

Report accepted and committee discharged.

The two mentioned joint resolutions and first two mentioned bills were placed on the order of third reading.

On motion of Mr. Bartholomew,

Leave was granted the committee to sit again in consideration of the last mentioned bill.

On motion of Mr. Simpson,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

Mr. J. Walker asked and obtained leave of absence for the afternoon.

GENERAL ORDER.

On motion of Mr. Warren,

The House went into committee of the whole on the general order,

Mr. Robertson in the chair.

After some time spent therein, the committee rose and through the chairman made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 115, entitled

A bill to provide for compensation for loss of property by fire originating from railroad fires ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill :

2. House bill No. 117, entitled

A bill to amend section 40 of an act entitled "An act to incorporate the village of Ovid," approved March 24, 1869, as amended by act No. 263 of the session laws of 1871, and to repeal section 2 of said act No. 263 ;

3. House bill No. 126, entitled

A bill to amend section 3 of an act entitled "An act to incorporate the union school district of the city of Owosso," approved March 22, 1871 ;

4. House bill No. 133, entitled

A bill to amend section 46 of "An act to revise the laws providing for the incorporation of railroad companies," approved April 18, 1871, being section 2450, chapter 75 of the compiled laws of 1871 ;

Have made no amendment thereto, and have directed their chairman to report the same back to the House, asking concurrence therein and recommend their passage.

A. ROBERTSON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Simpson,

The House concurred in the amendments made to the first named bill by the committee, and it was placed on the order of third reading.

The three last named bills were placed on the order of third reading.

Mr. Lockwood, leave being granted, moved to take from the table

A bill to organize union school district number 2 of the township of Rogers, in the county of Presque Isle ;

Which motion prevailed.

On motion of Mr. Lockwood,

The bill was referred to the committee on education.

On motion of Mr. Shaw,

House bill No. 115, entitled

A bill to provide for compensation for loss of property by fire originating from railroad fires,

Was ordered re-printed for the use of the House.

The committee on municipal corporations, leave being granted, reported as follows :

The committee on municipal corporations, to whom was referred Senate bill No. 143, entitled

A bill to annex South Saginaw and certain other territory to, and consolidate the same with the city of East Saginaw,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

The committee on religious and benevolent societies, leave being granted, reported as follows :

The committee on religious and benevolent societies, to whom was referred Senate bill No. 93, entitled

A bill to amend sections 3083 and 3084 of the compiled laws of 1871, relative to religious societies,

Report that they have had the same under consideration.

The change proposed to be made by this bill are slight. The present law allows male persons only to vote on church matters. This bill strikes out the word male, so that it may conform to the usages of the Protestant Episcopal Church in whose interests the original law was enacted. The committee have therefore directed me to report the same back to the House,

without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. J. WELKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Welker,

The rules were suspended, and the bill was placed on the order of third reading.

Mr. Briggs offered the following :

Resolved, That when this House adjourns to-day it be until Monday, March 3d, at 2 o'clock P. M. ;

Which was adopted.

On motion of Mr. O'Dell,

The House adjourned.

Lansing, Monday, March 3, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Davis.

Roll called : quorum present.

Absent without leave: Messrs. Ackley, Bonine, Breitung, Caplis, Cobb, Green, Kellogg, Lewis, Rich, Sanderson, Thomas, Van Aken, B. Walker, Welch, and Zimmerman.

Mr. Fey asked and obtained leave of absence for Mr. Ackley until Wednesday next.

Mr. Ferguson asked and obtained leave of absence for Mr. Kellogg until Wednesday next.

Mr. Armstrong asked and obtained leave of absence for Mr. B. Walker indefinitely on account of sickness.

Mr. Lockwood asked and obtained leave of absence for Mr. Lewis until Wednesday next.

On motion of Mr. J. Walker,

Leave of absence was granted all the other absentees for the day.

PRESENTATION OF PETITIONS.

By Mr. Edwards: Petition of H. B. Paris and 60 others, for a system of taxation upon the manufacture and traffic of liquors;

Also: Petition of C. W. Leidhle and 60 others, for the same purpose;

Also: Petition of J. G. Benzing and 30 others, for the same purpose;

Also: Petition of B. Leonard and 60 others, for the same purpose;

Referred to the committee on State affairs.

By Mr. Lamb: Petition of Adam Watson, William Morgan, William Hamilton, Robert Millikin, John Russell, and 290 others, citizens of Almont, Lapeer county, asking that the prohibitory laws in relation to the manufacture and sale of liquors, be repealed; also, that an amendment to the constitution may be passed by the Legislature and submitted to the people of the State, in regard to licenses, repealing section 47 of article 4 of the State constitution,

Referred to the committee on State affairs.

By Mr. Striker: Remonstrance of J. W. Briggs, E. H. Bowen, and 104 citizens of Barry county, against the passage of an act requiring Barry county to maintain the bridges over the Thornapple river in said county;

Referred to the committee on roads and bridges.

By Mr. E. O. Watkins: Remonstrance of Hon. W. R. Davis, S. Townsend, and 125 others, citizens and tax payers of Oakfield, Kent county, against forming a new county out of parts of Kent, Newaygo, and Montcalm counties;

Referred to the committee on towns and counties.

By Mr. Drew: Remonstrance of John True and 109 others, of Jackson county, against the passage of a bill providing for the improvement of Grand river in the townships of Blackman, Rives, and Tompkins, in Jackson county;

Referred to the committee on internal improvements.

By Mr. Greusel : Petition of E. E. Bearman and 60 others, for a system of taxation upon the manufacture and traffic of liquors ;

Also : Petition of J. J. Campbell and 25 others, for the same purpose ;

Also : Petition of J. Kallher and 55 others, for the same purpose ;

Also : Petition of T. Vent and 57 others, for the same purpose ;

Also : Petition of Thos. Manning and 30 others, for the same purpose ;

Also : Petition of J. W. McDonald and 15 others, for the same purpose ;

Referred to the committee on State affairs.

By Mr. Simpson : Petition of J. Cranson and 151 others, for amendments to the prohibitory liquor law ;

Also : Petition of W. R. Sutton and 40 others, for the same purpose ;

Also : Petition of B. F. Marsh and 40 others, for the same purpose ;

Also : Petition of J. Sprague and 22 others, for the same purpose ;

Also : Petition of Edward L. Braddock and 36 others, for the same purpose ;

Also : Petition of A. B. Taft and 62 others, for the same purpose ;

Also : Petition of E. J. Pratt and 12 others, for the same purpose ;

Also : Petition of E. Morrison and 14 others, for the same purpose ;

Also : Petition of W. A. Lee and 29 others, for the same purpose ;

Referred to the committee on State affairs.

By Mr. Simpson : Petition of S. S. Austin and 37 others, of Van Buren county, for a law establishing a five years' uniformity in school books ;

Also : Petition of E. S. Jelley and 13 others, for the same purpose ;

Referred to the committee on education.

By Mr. Eggleston : Petition of John M. Davis, relative to certain matters in regard to the public lands.

On motion of Mr. Eggleston,

The petition was referred to a select committee of three to be appointed by the Speaker.

REPORTS OF STANDING COMMITTEES.

By the committee on roads and bridges :

The committee on roads and bridges, to whom was referred

A bill to amend section 6, chapter 24, being section 1221 of the compiled laws of 1871, relative to persons liable to work on highways, and making assessments therefor,

Respectfully report they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

This bill more particular defines the duty of township clerk, and changes the mode of returning highway taxes.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. J. Walker,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges :

The committee on roads and bridges, to whom was referred

A bill to amend sections 15, 16, 17, 22, and 23, chapter 25, being sections 1240, 1241, 1242, 1247, and 1248, of the compiled laws of 1871, relative to the duties of overseers in regard to the performance of labor on highways, or the commutation therefor, and application of moneys by the commissioners,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to

the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

This bill authorizes the supervisor to spread the highway taxes on the tax roll as returned by the township clerk, and the receipts for labor performed shall apply on said tax.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. J. Walker,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means :

The committee on ways and means, to whom was referred

A bill for the protection of the State Treasury,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The objects of the bill are two :

First, To prohibit the Auditor General from drawing his warrant in favor of, and the State Treasurer from paying any money to, persons or counties who are indebted to the State or against whom the State has an unadjusted account ;

Second, To compel persons holding any money collected for the State, or belonging to the State, to account therefor at fixed periods.

The reasons for the object first named are, that the State is not now able by law to protect itself satisfactorily, or as would an individual in like circumstances.

The other object of the bill is sought because, as the law now stands, many officers are required to account to the State for moneys belonging to it; but it seems to be left open to them to do so whenever they may please.

W. H. WITHINGTON, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

A bill to legalize and facilitate the collection of taxes,

Respectfully report that the sole object of this bill is to protect officers in the collection of taxes. It provides: *First*, That no officer shall be liable to any action to recover taxes collected by him, if he has a warrant regular upon its face; *Second*, That no tax roll shall be void in consequence of any error or omission, or of the insertion of any improper matter; and, *Third*, That in any action to recover money improperly or illegally collected for any tax, the amount recovered shall be only the excess over what should have been legally inserted in such tax roll.

Your committee believe that the protection which this bill will afford to officers intrusted with the collection of taxes, is eminently proper, and they have therefore directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

Report accepted and committee discharged.

C. B. GRANT, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred Senate bill No. 39, entitled

A bill to amend section 154 of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," being section 1120 of the compiled laws of 1871.

Respectfully report that when part-paid lands are forfeited to the State, the State loses all the taxes and charges thereon, and the same are again put upon the market and the pur-

chaser takes the land free from all such taxes and charges. This bill will so amend the law that the purchaser of forfeited lands will also be compelled to pay the taxes and charges which have accumulated against such lands, and also one-fourth or more of the original minimum price. Governor Bagley, in his inaugural address, called attention to this subject (see House journal, pages 34 and 35), and any further explanation by the committee is unnecessary. Your committee, therefore, directed me to report said bill back to the House with the recommendation that it do pass, and ask to be discharged from the further consideration of the subject.

C. B. GRANT, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Joint resolution relative to the appointment of an agent for the collection of the amount due from the United States to the State of Michigan on account of lands in this State disposed of by Indian reservation, military warrants and land scrip issued for military services in the wars of the United States,

Respectfully report that information from a reliable source has come to the knowledge of the committee that this State has a probable claim against the United States, as stated in the title to the joint resolution, amounting to nearly two hundred thousand dollars. Your committee have not had time to investigate the law and the facts upon which such alleged claim is founded ; nor can they have at the present session of this Legislature. As this joint resolution simply authorizes the Governor to appoint an agent to prosecute such claim, and expressly provides that the State shall be subject to no expense, either for pay to said agent or for expenses incurred in prosecuting such claim, until such claim is wholly or in

part collected, your committee have directed me to report the same back to the House, without amendment, and recommend that it do pass.

C. B. GRANT, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

A bill to provide additional compensation to the members of the Legislature from the Upper Peninsula for the year 1873,

Respectfully report that this bill is in exact accordance with the provision of the constitution, allowing the extra compensation of two dollars per day to members of the Legislature from the Upper Peninsula. No one will claim that the compensation is too large, and your committee believe that this Legislature should provide for paying the public servants of the State a compensation as nearly adequate as the constitution will allow. Believing that the extra compensation provided by the bill is just and right, your committee have directed me to report it back to the House, with the recommendation that it do pass, and ask to be discharged from the further consideration of the subject.

C. B. GRANT, *Chairman.*

Report accepted and committee discharge.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

A bill to amend an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," the same being section 1042, chapter 21, of the compiled laws of 1871,

Respectfully report that the object of this bill is to provide

for a speedy transmission by the county treasurers of the money in their hands to the State Treasurer. It would compel each county treasurer to transmit to the State treasurer once in each week, provided he had over \$200 of the State's money in his hands. House bill No. 76, which has already passed, provides that each county treasurer shall pay over to the State Treasurer all moneys due the State within thirty days after the receipt of the same, and makes such payment one of the conditions of his bond. Your committee are of the opinion that the passage of House bill No. 76 renders the passage of this bill unnecessary, and they have therefore directed me to report said bill back to the House, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

C. B. GRANT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Striker,

The bill was laid on the table.

By the committee on religious and benevolent societies :

The committee on religious and benevolent societies, to whom was re-committed House bill No. 78, entitled

A bill to amend section 7 of chapter one hundred and sixty-nine, it being section 4725 of the compiled laws of 1871, relative to marriage and the solemnization thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying proviso, recommending that the House do concur therein ; and the committee do further recommend that the committee of the whole be discharged from the further consideration of the bill, and the bill be placed on the order of third reading of bills, and ask to be discharged from its further consideration.

E. J. WELKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Welker,

The bill was placed on the order of third reading.

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER,
Lansing, March 1, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bills :

1. House manuscript bill, entitled

A bill to amend sections 2 of article 2 and article 3, and sections 2 and 4 of article 6, of an act entitled “An act to re-incorporate the village of Eaton Rapids,” approved March 15, 1871, the same being act 275 of the session laws of 1871 ;

2. House bill No. 116, entitled

A bill to amend an act entitled “An act to incorporate the village of Otsego,” approved March 15, 1865, and to add thereto one new section ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The two named bills were referred to the committee on engrossment and enrollment for enrollment.

THIRD READING OF BILLS.

Senate bill No. 157, entitled

A bill to re-incorporate the village of Buchanan, and to repeal all acts and parts of acts inconsistent with the provisions of this act,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Armstrong,
Bailey,
Bartholomew,
Bottomley,

Mr. Fey,
Garvelink,
Gordon,
Grant,

Mr. Pierce,
Robertson,
Scott,
Shaw,

Mr. Briggs, Brunson, Buell, Cady, Carter, Chafey, Cook, Curtis, Dinturff, Drew, Edwards, Eggleston, Ferguson,	Mr. Grensel, Haire, Harris, Haywood, Hewitt, Hosner, Howard, Hoyt, Lockwood, Markey, E. R. Miller, Mitchell, O'Dell,	Mr. Simpson, Smith, Striker, Thompson, Van Scoy, F. Walker, J. Walker, C. W. Watkins, E. C. Watkins, Welker, West, Withington, Speaker.
	NAYS.	51

Mr. Ripley, 1

Title agreed to.

House bill No, 101, entitled

A bill to amend section one of chapter thirty-nine of revised statutes of 1846, being section 1960, chapter fifty-three of the compiled laws of 1871, relative to disorderly persons ;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Armstrong, Bailey, Bartholomew, Bottomley, Briggs, Brunson, Buell, Cady, Carter, Chafey, Cook, Curtis, Dinturff, Drew, Edwards, Eggleston, Ferguson, Fey, Garvelink,	Mr. Gordon, Grant, Greusel, Haire, Harris, Haywood, Hewitt, Hosner, Howard, Hoyt, Lamb, Lockwood, Markey, E. R. Miller, Mitchell, O'Dell, Pierce, Ripley,	Mr. Robinson, Robertson, Scott, Sessions, Shaw, Simpson, Smith, Striker, Thompson, Van Scoy, F. Walker, J. Walker, C. W. Watkins, E. C. Watkins, Welker, West, Withington, Speaker,
	NAYS.	55

Title agreed to.

0

House bill No. 102, entitled

A bill to change the name of the First Presbyterian Society of Mill Point to the First Presbyterian Society of Spring Lake,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Armstrong,	Mr. Gordon,	Mr. Robinson,
Bailey,	Grant,	Robertson,
Bartholomew,	Greusel,	Scott,
Bottomley,	Haire,	Sessions,
Briggs,	Harris,	Shaw,
Brunson,	Haywood,	Simpson,
Buell,	Hewitt,	Smith,
Cady,	Hosner,	Striker,
Carter,	Howard,	Thompson,
Chafey,	Hoyt,	Van Scoy,
Cook,	Lamb,	F. Walker,
Curtis,	Lockwood,	J. Walker,
Dinturff,	Markey,	C. W. Watkins,
Drew,	E. R. Miller,	E. C. Watkins,
Edwards,	Mitchell,	Welker,
Eggleston,	Morse,	West,
Ferguson,	O'Dell,	Withington,
Fey,	Pierce,	Speaker,
Garvelink,	Ripley,	56
	NAYS.	0

Title agreed to.

House bill No. 103, entitled

A bill to organize the township of Isle Royale in the county of Keweenaw,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Armstrong,	Mr. Gordon,	Mr. Robinson,
Bailey,	Grant,	Robertson,
Bartholomew,	Greusel,	Scott,
Bottomley,	Haire,	Sessions,
Briggs,	Harris,	Shaw,
Brunson,	Haywood,	Simpson,
Buell,	Hewitt,	Smith,

Mr. Cady,	Mr. Hosner,	Mr. Striker,
Carter,	Howard,	Thompson,
Chafey,	Hoyt,	Van Scoy,
Cook,	Lamb,	F. Walker,
Curtis,	Lockwood,	J. Walker,
Dinturff,	Markey,	C. W. Watkins,
Drew,	E. R. Miller,	E. C. Watkins,
Edwards,	Mitchell,	Welker,
Eggleston,	Morse,	West,
Ferguson,	O'Dell,	Withington,
Fey,	Pierce,	Speaker,
Garvelink,		55
	NAYS.	

Mr. Ripley, 1

Title agreed to.

House bill No. 105, entitled

A bill to provide for recording certain evidence concerning titles to land,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Armstrong,	Mr. Gordon,	Mr. Robinson,
Bailey,	Grant,	Robertson,
Bartholomew,	Greusel,	Scott,
Bottomley,	Haire,	Sessions,
Briggs,	Harris,	Shaw,
Brunson,	Haywood,	Simpson,
Buell,	Hewitt,	Smith,
Cady,	Hosner,	Striker,
Carter,	Howard,	Thompson,
Chafey,	Hoyt,	Van Scoy,
Cook,	Lamb,	F. Walker,
Curtis,	Lockwood,	J. Walker,
Dinturff,	Markey,	C. W. Watkins,
Drew,	E. R. Miller,	E. C. Watkins,
Edwards,	Mitchell,	Welker,
Eggleston,	Morse,	West,
Ferguson,	O'Dell,	Withington,
Fey,	Pierce,	Speaker,
Garvelink,		55
	NAYS.	

Mr. Ripley, 1

Title agreed to.

House bill No. 109, entitled

A bill to provide for the education of certain poor persons in the Michigan Institution for Educating the Deaf, and Dumb, and the Blind,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Armstrong,	Mr. Gordon,	Mr. Robinson,
Bailey,	Grant,	Robertson,
Bartholomew,	Greusel,	Scott,
Briggs,	Haire,	Sessions,
Brunson,	Harris,	Shaw,
Buell,	Haywood,	Smith,
Cady,	Hewitt,	Striker,
Carter,	Howard,	Thompson,
Chafey,	Hoyt,	Van Scoy,
Cook,	Lamb,	F. Walker,
Curtis,	Lockwood,	J. Walker,
Dinturff,	Markey,	C. W. Watkins,
Drew,	E. R. Miller,	E. C. Watkins,
Edwards,	Mitchell,	Welker,
Eggleston,	Morse,	West,
Ferguson,	O'Dell,	Withington,
Fey,	Pierce,	Speaker,
Garvelink,	Ripley,	

53

NAYS.

Mr. Bottomley,	Mr. Simpson,	2
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Title agreed to.

House bill No. 112, entitled

A bill to amend section 1 of an act entitled "An act to aid in the construction of that part of the Cass River and Bay City State road established under act No. 345 of the laws of 1865, between the forks of Cass River and Unionville, in Tuscola county, and making an appropriation of swamp land therefor," and being act No. 311 of the session laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Armstrong,
Bailey,
Bartholomew,
Bottomley,
Briggs,
Brunson,
Buell,
Cady,
Carter,
Chafey,
Cook,
Curtis,
Dinturff,
Drew,
Edwards,
Eggleston,
Ferguson,
Fey,
Garvelink,

Mr. Gordon,
Grant,
Greusel,
Haire,
Haywood,
Hewitt,
Hosner,
Howard,
Hoyt,
Lamb,
Lockwood,
Markey,
E. R. Miller,
Mitchell,
Morse,
O'Dell,
Pierce,
Ripley,

Mr. Robinson,
Robertson,
Scott,
Sessions,
Shaw,
Simpson,
Smith,
Striker,
Thompson,
Van Scoy,
F. Walker,
J. Walker,
C. W. Watkins,
E. C. Watkins,
Welker,
West,
Withington,
Speaker,

55

NAYS.

0

Title agreed to.

House bill No. 113, entitled

A bill to amend act No. 154 of the session laws of 1871, entitled "An act to amend section 1 of an act entitled 'An act to authorize proceedings by garnishment in the circuit court and in the district court of the Upper Peninsula,'" approved March 16, 1871, being section 6465 of the compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Armstrong,
Bailey,
Bartholomew,
Bottomley,
Briggs,
Brunson.
Buell,
Cady,
Carter,
Chafey,

Mr. Garvelink,
Gordon,
Grant,
Haire,
Harris,
Haywood,
Hewitt,
Hosner,
Howard,
Hoyt,

Mr. Robinson,
Robertson,
Scott,
Sessions,
Shaw,
Simpson,
Smith,
Striker,
Thompson,
Van Scoy,

Mr. Cook, Curtis, Dinturff, Drew, Edwards, Eggleston, Ferguson, Fey,	Mr. Lamb, Lockwood, Markey, Mitchell, Morse, O'Dell, Pierce, Ripley, NAYS.	Mr. F. Walker, J. Walker, C. W. Watkins, E. C. Watkins Welker, West, Withington, Speaker, 54
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Mr. Greusel, 1

Title agreed to.

House bill No. 126, entitled

A bill to amend section 3 of an act entitled "An act to incorporate the union school district of the city of Owosso," approved March 22, 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Armstrong, Bailey, Bottomley, Briggs, Brunson, Wells, Cady, Carter, Chafey, Cook, Curtis, Dinturff, Drew, Edwards, Eggleston, Ferguson, Fey, Gordon,	Mr. Grant, Greusel, Harris, Haywood, Hewitt, Hosner, Howard, Hoyt, Lamb, Lockwood, Markey, E. R. Miller, Mitchell, Morse, O'Dell, Pierce, Ripley,	Mr. Robinson, Robertson, Scott, Sessions. Shaw, Smith, Striker, Thompson, Van Scoy, F. Walker, J. Walker, C. W. Watkins, E. C. Watkins, Welker, West, Withington, Speaker, 52
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NAYS.

Mr. Haire, 1

Title agreed to.

Senate bill No. 93, entitled

A bill to amend sections 3083 and 3084 of the compiled laws of 1871, relative to religious societies,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Armstrong,	Mr. Grant,	Mr. Robinson,
Bailey,	Greusel,	Robertson,
Bottomley,	Haire,	Scott,
Briggs,	Harris,	Sessions,
Brunson,	Haywood,	Shaw,
Buell,	Hewitt,	Simpson.
Cady,	Hosner,	Smith,
Carter,	Howard,	Striker,
Chafey,	Hoyt,	Thompson,
Cook,	Lamb,	Van Scoy,
Curtis,	Lockwood,	F. Walker,
Dinturff,	Markey,	J. Walker,
Drew,	E. R. Miller,	C. W. Watkins,
Edwards,	Mitchell,	E. C. Watkins,
Eggleston,	Morse,	Welker,
Ferguson,	O'Dell,	West,
Fey,	Pierce,	Withington,
Gordon,	Ripley,	Speaker, 54
	NAYS.	0

Title agreed to.

House bill No. 78, entitled

A bill to amend section 7 of chapter 169, it being section 4725 of the compiled laws of 1871, relative to marriage and the solemnization thereof,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Armstrong,	Mr. Gordon,	Mr. Ripley,
Bailey,	Grant,	Robinson,
Bartholomew,	Greusel,	Robertson,
Bottomley,	Haire,	Scott,
Brunson,	Harris,	Sessions,
Buell,	Haywood,	Shaw,
Cady,	Hewitt,	Simpson,
Carter,	Hosner,	Smith,
Chafey,	Howard,	Striker,
Cook,	Hoyt,	Thompson,
Curtis,	Lamb,	F. Walker,
Dinturff,	Markey,	C. W. Watkins,

Mr. Edwards, Eggleston, Ferguson, Fey, Garvelink,	Mr. E. R. Miller, Mitchell, Morse, O'Dell, Pierce,	Mr. E. C. Watkins, Welker, West, Withington, Speaker,	51
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NAYS.

Mr. Briggs, Drew,	Mr. Lockwood, Van Scoy,	Mr. J. Walker,	5
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Title agreed to.

MOTIONS AND RESOLUTIONS.

Mr. Hosner moved to discharge the committee of the whole from the further consideration of House manuscript bill, entitled

A bill to incorporate the city of Pentwater in the county of Oceana ;

Which motion prevailed.

On motion of Mr. Hosner,

The bill was placed on the order of third reading.

UNFINISHED BUSINESS,

Being the consideration of the following :

Resolved (the Senate concurring), That from and after Thursday, the 27th day of March, 1873, the two Houses will transact no business other than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the journals of the proper Houses by the Secretary and Clerk, and the time of final adjournment of this Legislature shall be on Monday, the 31st day of March, 1873, at 12 o'clock, noon, of that day ;

Mr. Welker moved to amend the resolution by striking out the words "31st of March," and inserting in lieu thereof the words "April 5th."

Pending which,

On motion of Mr. Grant,

The resolution was laid on the table.

GENERAL ORDER.

On motion of Mr. Grant,

The House went into committee of the whole on the general order,

Mr. Gordon in the chair.

After some time spent therein, the committee rose and through the chairman made the following report :

The committee of the whole have had under consideration the following entitled bills :

1. House bill No. 122, entitled

A bill to incorporate the village of Reading, in Hillsdale county ;

2. House bill No. 125, entitled

A bill to amend section 30, chapter 10, being section 496 of the compiled laws of 1871, entitled "boards of supervisors."

3. House bill No. 129, entitled

A bill to organize the township of Tilden, in the county of Marquette ;

4. House bill No. 130, entitled

A bill to repeal the second proviso of section 1 of chapter 26 of compiled laws of 1871 (page 439), relative to the laying out of highways through orchards ;

5. House bill No. 131, entitled

A bill to detach certain territory from the city of Hillsdale, and to annex the same to the township of Hillsdale, in the county of Hillsdale ;

6. House bill No. 132, entitled

A bill to detach certain territory from the township of Berlin, and attach the same to the township of Easton, in the county of Ionia ;

7. House bill No. 135, entitled

A bill to amend an act entitled "An act to incorporate the city of Marquette," being act No. 202 of the session laws of 1871, approved February 27, 1871 ;

Have made no amendments thereto, and have directed their

chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill :

8. House bill No. 136, entitled

A bill to amend section 1 of an act relative to the destruction of wolves and other noxious animals, being section 2116, chapter 67 of the compiled laws of 1871 ;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

HENRY GORDON, *Chairman*.

Report accepted and committee discharged.

The first seven mentioned bills were placed on the order of third reading.

On motion of Mr. O'Dell,

The House concurred in the recommendation of the committee relative to the eighth named bill, and the title was laid on the table.

On motion of Mr. Cady,

The House adjourned.

Lansing, Tuesday, March 4, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Rev. Mr. Fairfield.

Roll called : quorum present.

Absent without leave : Messrs. Green, Hoar, and Kipp.

Mr. Greusel asked and obtained leave of absence for Mr. Green for the day.

Mr. Bottomley asked and obtained leave of absence for Mr. Hoar for the day.

PRESENTATION OF PETITIONS.

By Mr. Edwards: Petition of Richard Hobertson and 57 others, for a system of taxation upon the manufacture and traffic of liquors;

Also: Petition of M. J. Hagan and 35 others, for the same purpose;

Also: Petition of P. Ross and 25 others, for the same purpose;

Also: Petition of J. Gaghlager and 20 others, for the same purpose;

Also: Petition of W. Gilbert and 15 others, for the same purpose;

Referred to the committee on State affairs.

By Mr. Speed: Petition of F. Hagerman & Co., J. Mead, and 55 others, for an amendment to the constitution relative to licenses;

Also: Petition of W. Zunge and 50 others, for the same purpose;

Also: Petition of John Henry and 40 others, for the same purpose;

Also: Petition of W. Esser and 55 others, for the same purpose;

Also: Petition of F. M. Floyd and 19 others, for the same purpose;

Also: Petition of M. Lady and 22 others, for the same purpose;

Also: Petition of E. James and 60 others, for the same purpose;

Also: Petition of Wm. Dadd and 50 others, for the same purpose;

Also: Petition of C. W. Minard and 23 others, for the same purpose;

Referred to the committee on State affairs.

By Mr. Chaffey: Remonstrance of the teachers' association

of Mason county, against the repeal of the law creating the office of county superintendent of schools ;

Referred to the committee on education.

By Mr. E. C. Watkins: The remonstrance of Geo. T. Saunders, Harry H. Kingin and 28 others, of Courtland, Kent county, against the organization of a new county from parts of Kent, Newaygo, and Montcalm ;

Also : Remonstrance of J. Hunding and 37 others, for the same purpose ;

Referred to the committee on towns and counties.

By Mr. Climie : Petition of Geo. M. Bucknell and 13 others, citizens of St. Joseph county, for protection against losses occasioned by railroad fires ;

Also : Petition of J. Jewett and 13 others, for the same purpose ;

Also : Petition of G. J. Crossett and 43 others, for the same purpose ;

Also : Petition of G. Pashby and 19 others, for the same purpose ;

Also : Petition of T. Cuddy and 51 others, for the same purpose ;

Also : Petition of J. Stadden and 197 others, for the same purpose ;

Referred to the committee on railroads.

By Mr. Thomas : Petition of G. C. Coffinbury, F. M. Crossette, and 45 others, for the purchase by the State of Stanley's "Trial of Red Jacket."

Mr. Thomas moved that the petition be spread at large in the journal ;

Which motion did not prevail.

The petition was then referred to the special committee on that subject.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill for the limitation of actions relating to real estate in certain cases by persons absent from the United States ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill limits the time for the recovery of real estate by persons residing in foreign countries in cases not now provided for by law.

JOHN J. SPEED, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

The committee on municipal corporations respectfully report that on the 24th inst. they employed Mr. Marcus A. Markham of Washtenaw county as clerk of the committee, in pursuance of a resolution of this House.

J. J. SPEED, *Chairman.*

Report accepted.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to amend section 36, chapter 195 of the compiled laws of 1871, relative to the action of ejectment, being section 6238,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill shortens the time within which parties may take new trials in actions of ejectment. The committee believe that the time now given by the statute, four years, is too long.

JOHN J. SPEED, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred Senate manuscript bill entitled

A bill to incorporate the city of Negaunee in the county of Marquette,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. J. SPEED, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred Senate bill No. 70, entitled

A bill to change the name of the village plat of Wakazoo-ville, in Leelanaw county, to Northport,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. J. SPEED, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cady,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred

A bill to incorporate the city of Bangor, in the county of Van Buren,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

We are informed that the territory asked to be incorporated contains only about 1,200 inhabitants. We do not believe it advisable to incorporate cities having so few people within their limits.

J. J. SPEED, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Scoy,

The bill was laid on the table.

By the committee on ways and means :

The committee on ways and means, to whom was referred Senate bill No. 8, entitled

A bill to amend section 61 of an act entitled " An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill as amended do pass, and ask to be discharged from the further consideration of the subject.

The object of this bill is to correct an inconsistency in the law. The section, as it now stands, requires the supervisor to deliver the tax roll and warrant to the sheriff of the county for collection by the 10th of November in case the township treasurer shall neglect or refuse to file his bond, and the township board shall fail to appoint another treasurer by that time, while section 34 of the same act, which prescribes the time

when the township treasurer shall give his bond to the county treasurer, says it shall be done on or before the 25th day of November.

W. H. WITHINGTON, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bonine,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on public lands :

The committee on public lands, to whom was referred

Joint resolution authorizing the State Board of Control to authorize the issue of State swamp land credits to Henry W. Burley for labor by him performed on Osceola and Bridgeton State road,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The committee find upon investigation that the State entered into a contract with Frank Bennett on the 3d day of July, 1866, to construct twelve miles of road from the corner of sections 10, 11, 14, and 15, town 15 N., R. 10 W., to Blodgett's mill. Subsequently the said Frank Bennett sub-contracted with Henry W. Burley to construct a portion of said road, which the said Henry W. Burley constructed to the satisfaction of the local commissioner, and has received no pay therefor.

The said Frank Bennett having failed to perform his part of the contract the same has been canceled by the State, and your committee are of the opinion that in justice to the said Henry W. Burley the State Board of Control should be authorized to adjust and pay his claim.

WM. SESSIONS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred

A bill to amend sections 70, 78, 91, and 93, of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being sections 1036, 1044, 1057, and 1059 of the compiled laws of 1871,

Respectfully submit the following report:

The objects of this bill are as follows:

First To repeal the proviso to section 70 of the tax law, which provides that on all taxes remaining unpaid on the first day of June next after the same were assessed, interest shall be computed at the rate of 30 per cent per annum from the first day of February preceding, thus leaving the rate of interest 15 per cent per annum upon unpaid taxes from said first day of February until the day of sale ;

Second, To reduce the costs of advertising, postage, expense of sale and returns thereof, and conveyances, from \$1 50, as fixed by section 78, upon each description of land, to 75 cents;

Third, To reduce the rate of interest upon the amounts for which lands are sold from 50 per cent per annum after sale, as fixed by section 93, to 25 per cent per annum.

It will readily be seen that this bill strikes directly at the policy of the law of 1869. A tax law must be effective. Taxes must be collected, and that law is the best which enforces the most speedy collection of the largest proportion of the taxes assessed. Judging our present system by this standard, we believe it will be found unexcelled by any law in the country.

The tax-gatherer approaches the house of every citizen, and if for any reason he does not pay his tax upon the home in which he lives, his personal property is seized and summarily sold under the hammer for what it will bring,—and this upon

only five days' notice. A severer method could hardly be imagined, and yet, growing as it does out of the very necessity of the case, no one would for a moment think of changing it.

If the tax gatherer finds no personal property on which to levy, he then returns the real estate upon which the taxes are assessed with the statement that the taxes are uncollected. The law then gives the owner of the land four months after the first of February within which to pay his tax, with the addition of interest at the rate of fifteen per cent per annum. If he neglects to pay by the first of June, the interest increases to thirty per cent, commencing from the first of February. If he allows his land to be advertised for sale, the law says he shall pay the costs, etc., which shall be fixed at one dollar and fifty cents. If he allows his land to be sold the law again increases the interest to fifty per cent, which continues till the time of redemption expires, and if redeemed, one-half of the fifty per cent goes to the purchaser and the other half to the State. This system is complained of as a hard one, although it gives the owner of the land nearly two years within which to pay his taxes.

Every man should pay his just and legal tax. If the tax is unjust and illegal, the law as a rule affords a remedy. If he refuses or neglects to pay, there should be found some way to induce or compel him to. Now, what class of lands are reached by this method? Generally unoccupied lands or lands not occupied by the owners thereof. What class of persons are affected by it? Certainly not the poorer class, for a man cannot be called poor in this country who has a home, however small, and owns unoccupied or rented lands beside. The poor man generally pays his tax. We believe that such lands are generally owned by non-residents, who hold them for the purpose of speculation and gain, and not unfrequently are they allowed to be sold for the purpose of strengthening a man's title. That this position is correct, is strengthened by the fact that these tax-sales are

in the more sparsely settled sections of the State, and are not upon the lands of the hard-working *bona fide* settlers.

Again, whenever a man neglects or refuses to pay his just tax, he commits a wrong to his neighbor who pays his, for this tax must be re-assessed upon his neighbor's property unless the realization of the amount be otherwise provided for. Therefore the law fixes these various methods to induce and compel payment. In doing this, expense is incurred at every step, which it is right that the person neglecting to pay should bear. Part of these extra charges are, of course, for that purpose.

Of the money collected, every dollar goes into the State Treasury, and is disbursed to pay the twenty-five per cent to the purchaser, for advertising, and other expenses incident to the return and collection of taxes, and also enables the State to carry the taxes upon the State tax lands. Without it a direct tax for that purpose would be inevitable.

Again, it is claimed, and with truth, too, that many, if not most, of the tax-titles are invalid, and for reasons which it is needless to mention here. Consequently, strong inducements must be held out to those who stand ready to bid in these lands and pay those taxes, the payment of which is a relief to evemanry who willingly pays his tax. By a reduction of the rate of interest and charges, we believe that fewer taxes would be paid, and less lands purchased at the tax sales, and a greater amount of the taxes levied remain unpaid.

Every dollar of unpaid taxes is a loss to the tax-paying portion of the community, and any provision of law which induces the payment and insures the collection of the greatest proportion of taxes, should be retained, unless it most clearly appears that a change would more effectually secure such a desired result.

After a careful investigation of the subject, your committee have come to the conclusion that the provisions of the present law, sought to be amended by this bill, are wise; that they have

accomplished the object for which they were enacted, and that they are for the best interests of the people of the State. They have therefore directed me to report said bill back to the House, without amendment, and recommend that it do not pass.

C. B. GRANT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bottomley,

The bill was laid on the table.

By the committee on local taxation :

The committee on local taxation, to whom was referred

A bill to authorize the board of supervisors of Ionia county to apportion and cause to be levied a tax upon certain portions of fractional school district No. 5 of the township of Portland, Danby, Orange, and Sebewa, in the year 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. MITCHELL, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges :

The committee on roads and bridges, to whom was recommended

House bill No. 114, entitled

A bill to discontinue that portion of a certain State road known as the "Grand Rapids and Greenville State road," running across the southwest quarter of section twenty-two in township 9 north, of range 10 west,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recom-

mend that the amendment be concurred in, and when so amended, do pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Watkins,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Watkins,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on railroads:

The committee on railroads, to whom was referred a bill entitled

“ A bill to compel railroad companies of the State of Michigan to use air brakes upon passenger trains,”

Respectfully report that they have had the same under consideration. The bill provides that it shall not be lawful for any railroad company to run a passenger train after the first of August next, without having on said train an air-brake. Your committee deem this an additional protection for the lives of the traveling public without material injury to the company, and have therefore directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. C. WATKINS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

COMMUNICATIONS FROM STATE OFFICERS.

The Speaker announced the following:

HON. CHARLES M. CROSWELL, *Speaker of the House of Representatives :*

In compliance with the following preamble and resolutions :

Whereas, Upon page eight of the Annual Report of the Inspectors of the State Prison, the statement is made that "the average rate now paid for convict labor is fifty-seven cents a day, and this while the common laborer in the streets receives two dollars per day;" therefore

Resolved, That the Inspectors of the State Prison be and are hereby required to inform this House of Representatives, as soon as possible, the reasons for this discrepancy, and suggestions as to the remedy therefor, and to instruct the Agent of the State Prison not to enter into any new contracts until such report shall be made;

Resolved, That the Clerk of this House be and is hereby required to transmit copies of this resolution to each of the Inspectors and the Agent of the State Prison;

The undersigned Inspectors of the State Prison beg leave to respectfully communicate to the honorable House of Representatives the following as some of the reasons why the average wages received for convict labor at the State Prison is so small:

First. Contractors insist that it takes more capital to carry on business in the Prison than on the outside, and that greater risks have to be incurred, as they are required to hire the labor of the prisoners for five years, subject to all the fluctuations in business and variations in prices that may happen during that period; that if trade is dull at any season of the year the labor cannot be diminished according to the demand, as it can on the outside, but the men must be kept constantly at work, the effect of which is to create an accumulation of stock, which often has to be held and carried over for a long time; that from this fact, and the additional one, that the labor of the convicts is not equal to that of men on the outside of the prison, they declare they cannot invest the large outlays required for machinery and tools requisite to carry on manufacturing and business operations within the prison, and make

a fair living profit, without the labor of the convicts is let to them at a very small sum per day.

The consequence is that contractors generally make but one bid, and as there is usually a concert of action among them, and but little or no competition, the labor of the convicts is let at very low rates.

Second. It must be apparent to every one that compulsory labor can never be made to realize as much as free labor. In the one case the worker toils reluctantly, because he is forced to, taking no interest in his labor, and sometimes doing it in such a manner as to greatly impair and even destroy the value of the material ; while, on the other hand, the free man works cheerfully, and interests himself to promote and advance the business and prosperity of his employer.

Third. In this, as in all other branches of business, prices are regulated in a great measure by demand. If there is no demand and no competition for convict labor, it must of necessity, if let at all, be let at low rates. The want of competition in our own State is best shown in the fact that while full and ample notice of the letting has invariably been given in accordance with the requirements of law, and special pains taken to inform the public thereof, in no instance has the present board received more than one bid for any class of convict labor.

The subject of the prices paid for convict labor, and of the best method for obtaining an increased price therefor, has frequently engaged the attention of the board of inspectors. It was with this view that they earnestly urged, in conjunction with the agent of the prison, that so much of that provision of law for the letting of the labor of the convicts as required the notice of the letting to contain a specification of the branch of business that the convicts were to be engaged in, be repealed so that there might be no limitation, and a more extended opportunity for competition for this kind of labor on the part of all industries. The abolition of this restriction has taken

place, and we believe it will, in some degree at least, enable us to realize higher rates and better prices for the labor of the prisoners committed to the charge and custody of the prison.

Without expressing an opinion on the effect of the system of contract labor in the discipline and reformation of prisoners, the Board believe that the time has not yet come when it can be successfully dispensed with in the management of the Prison. Such a change would involve a necessity for a large outlay of money by the State for the purchase of machinery and apparatus, which the Legislature would be slow to grant. Therefore, until some better method shall at least be apparent, it would not seem wise to make such a sweeping change as the complete abrogation of the contract system.

In other States various methods have been tried to secure increased compensation for convict labor. In some a price has been fixed by law, and the authorities of the prison prohibited from letting the labor at a sum less than the amount thus established. The result was that no satisfactory bids were made, the prisoners were kept idle, or the prison authorities drew directly on the State Treasury for means to purchase material and machinery to keep the convicts at work. The result in both cases proved a large drain upon the resources of the State, and financially a great loss. It is our belief, therefore, that the true course to secure the best results at the present time is to open the door as wide as possible to competition for this class of labor, and to remove all restrictions which in any wise hinder the Board from inviting all our industries to seek it. With this broad field to operate in, and with the further provision which we expect to make in all future contracts, that the control of the prisoners, either as to the hours they shall labor, the amount of the labor, and the time they shall devote to sanitary, educational, or moral purposes, shall in no case be under the control of the contractors, we hope

not only to increase the wages of the prisoners, but to promote their best welfare.

All of which is respectfully submitted.

WM. V. WILCOX,
L. W. LOVEL,
J. R. STEWART.

The communication was laid on the table.

The Speaker also announced the following :

Hon. C. M. Croswell, Speaker of the House of Representatives :

In accordance with two resolutions of the House, the first passed February 10, as follows :

Resolved, That the Clerk of this House be and he is hereby instructed to obtain from the county clerks of the counties comprising the 9th judicial district, the number of days that court has been held in their respective counties for the year ending December 31, 1872 ;

The second, passed February 14, and is as follows :

Resolved, That the Clerk of this House be instructed to obtain, forthwith, from the clerks of the respective counties in the 2d, 3d, 4th, 5th, 6th, 8th, 14th, 15th, and 17th judicial circuits, the number of days in which the circuit courts have been in session, and the number of cases commenced at law, or in chancery, or brought up by appeal in their respective counties during the years 1871 and 1872 ;

I addressed to the several county clerks of the counties included in the said judicial districts a circular asking the desired information ;

And I have the honor to submit in tabular form the accompanying statement, containing all upon that subject which has been received to this date. It will be found deficient in counties as follows: Berrien, Ingham, Washtenaw, and Montcalm. From these counties no reply has been received.

Very respectfully,

D. L. CROSSMAN,

Clerk of the House of Representatives.

The communication was laid on the table.

The following is the tabular statement above referred to:

CIRCUITS.	Number of days in 1871.	Number of days in 1872.	No. of Cases at Law for 1871.	No. of Cases at Law for 1872.	No. of Cases in Chancery for 1871.	No. of Cases in Chancery for 1872.	No. of Cases by Appeal in 1871.	No. of Cases by Appeal in 1872.	REMARKS.
2d Circuit—									
Case.....	66	34	142	96	55	87	—	—	Cases at law and by appeal are included.
Berrien.....	—	—	—	—	—	—	—	—	
3d Circuit—									
Wayne.....	239	227	618	611	248	255	75	94	
4th Circuit—									
Jackson.....	62	54	156	165	75	68	15	20	
Ingham.....	—	—	—	—	—	—	—	—	
Washtenaw.....	—	—	—	—	—	—	—	—	
5th Circuit—									
Calhoun ...	98	98	184	185	98	94	—	—	Cases at law and by appeal are included.
Eaton.....	80	81	78	74	60	60	15	15	
6th Circuit—									
Lapeer.....	48	48	614	—	—	—	—	—	Cases including at law, in chancery, and by appeal, for 1871 and 1872.
Oakland....	99	78	202	208	86	70	246	159	
8th Circuit—									
Clinton	28	84	449	—	—	—	—	—	Cases including at law, in chancery, and by appeal.
Ionia.....	55	56	189	141	78	100	—	—	
Montcalm..	—	—	—	—	—	—	—	—	
11th Circuit—									
Mecosta....	31	31	—	—	24	25	—	—	144 cases at law and by appeal for 1871 and 1872.
Muskegon..	45	46	—	—	79	80	—	—	245 cases at law and by appeal for 1871 and 1872.
Newaygo ..	19	88	86	58	84	45	16	15	
Oceana.....	18	18	—	—	47	47	—	—	166 cases at law and by appeal for 1871 and 1872.
Osceola....	9	8	15	55	6	2	—	—	
Ottawa.....	70	86	160	88	54	56	17	18	

CIRCUITS.	Number of days in 1871.	Number of days in 1872.	No. of Cases at Law for 1871.	No. of Cases at Law for 1872.	No. of Cases in Chancery for 1871.	No. of Cases in Chancery for 1872.	No. of Cases by Appeal in 1871.	No. of Cases by Appeal in 1872.	REMARKS.
15th Circuit—									
Branch.....	100	56	116	94	61	64	68	41	81 criminal cases in 1871 and 19 in 1872.
St. Joseph..	86	40	149	115	81	84	17	14	
17th Circuit—									
Barry.....	61	52	105	100	68	71	17	24	
Kent.....	187	181	290	490	181	220	....	....
9th Circuit—									
Allegan.....	....	24	....	....	....	....	....	....
Kalamazoo..	....	153	....	....	....	....	....	....
Van Buren..	....	40	....	....	....	....	....	....

THIRD READING OF BILLS.

Senate manuscript bill, entitled
[Substitute for Senate bill No. 21, entitled]

A bill to reorganize the thirteenth and fourteenth judicial circuits and to create the nineteenth judicial circuit,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Withington moved to amend the bill by striking out the word “balance” where it occurs in section 5 and section 6, and inserting the word “remainder” in lieu thereof;

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Armstrong,
Bailey,

Mr. Goodrich,
Gordon,

Mr. Robertson,
Robinson,

Mr. Bartholomew,	Mr. Grant,	Mr. Rose,
Bonine,	Greusel,	Sanderson,
Bottomley,	Haire,	Scott,
Breitung,	Harris,	Sessions,
Briggs,	Haywood,	Simpson,
Brunson,	Hertzler,	Smith,
Buell,	Hewitt,	Speed,
Burns,	Hosner,	Striker,
Cady,	Howard,	Thomas,
Caplis,	Hoyt,	Thompson,
Carter,	Kellogg,	Van Aken,
Chafey,	Knapp,	F. Walker,
Climie,	Lamb,	J. Walker,
Cobb,	Lewis,	Walton,
Cook,	Lockwood,	Warren,
Curtis,	Luce,	C. W. Watkins,
Dinturff,	Markey,	E. C. Watkins,
Drew,	Mitchell,	Welch,
Edwards,	Morse,	Welker,
Eggleston,	Noyes,	West,
Fancher,	O'Dell,	Withington,
Ferguson,	Perry,	Zimmerman,
Garfield,	Pierce,	Speaker,
Garvelink,	Ripley,	77
	NAYS.	0

Title agreed to.

On motion of Mr. Ferguson,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

House bill No. 104, entitled

A bill supplementary to an act entitled "An act to provide for the incorporation of railroad companies," approved February 12, 1855 ;

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Breitung,	Mr. Eggleston,	Mr. Grant,
Briggs,	Fancher,	Mitchell,
Brunson,	Ferguson,	Rose,
Caplis,	Fey,	Speed,
Edwards,	Gordon,	Thompson,
		15

NAYS.

Mr. Armstrong,
Bailey,
Bonine,
Bottomley,
Buell,
Burns,
Cady,
Carter,
Chasey,
Climie,
Cobb,
Cook,
Curtis,
Dinturff,
Drew,
Garfield,
Garvelink,
Goodrich,
Greusel,
Haire,
Harris,

Mr. Haywood,
Hertzler,
Hewitt,
Hosner,
Howard,
Hoyt,
Kellogg,
Knapp,
Lamb,
Lewis,
Lockwood,
Luce,
Markey,
E. R. Miller,
Morse,
Noyes,
O'Dell,
Perry,
Pierce,
Ripley,
Robinson,

Mr. Robertson,
Sanderson,
Scott,
Sessions,
Simpson,
Smith,
Thomas,
Van Aken,
Van Scoy,
F. Walker,
J. Walker,
Walton,
Warren,
C. W. Watkins,
E. C. Watkins,
Welch,
Welker,
West,
Withington,
Zimmerman,

62

House bill No. 16, entitled

A bill to amend section 27, of an act entitled "An act to revise the laws providing for the incorporation of railroad companies," approved April 18th, 1871, being section 2431, chapter 75 of the compiled laws of 1871,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Withington moved to amend the bill by adding thereto the following:

"*Provided*, That in case of the appointment of a railroad commissioner or commissioners, an appeal may be had to him or them, and his or their decision, in any case of the requirement of a flagman, shall be final ;"

Which was not agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Armstrong,
Bailey,

Mr. Garfield,
Garvelink,

Mr. Robertson,
Rose,

Mr. Bartholomew, Bonine, Bottomley, Breitung, Briggs, Brunson, Buell, Burns, Cady, Caplis, Carter, Chafey, Climie, Cobb, Cook, Curtis, Dinturff, Drew, Fancher, Ferguson, Fey,	Mr. Goodrich, Gordon, Grant, Greusel, Haire, Harris, Hertzler, Hewitt, Hoyt, Kellogg, Knapp, Lamb, Luce, Markey, E. R. Miller, Mitchell, Noyes, O'Dell, Pierce, Robinson,	Mr. Sanderson, Scott, Sessions, Simpson, Smith, Striker, Thomas, Thompson, Van Aken, Van Scoy, F. Walker, J. Walker, Warren, C. W. Watkins, E. C. Watkins, Welch, Welker, West, Zimmerman, Speaker,
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67

NAYS.

Mr. Edwards, Haywood, Hosner, Howard, Lewis,	Mr. Lockwood, Morse, Perry, Ripley,	Mr. Shaw, Speed, Walton, Withington,
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13

Title agreed to.

House joint resolution No. 8, entitled
Joint resolution for the relief of the Central Methodist
Episcopal Church of Lansing, Mich.,

Was read a third time and passed, two-thirds of all the mem-
bers elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Armstrong, Bartholomew, Bonine, Bottomley, Breitung, Briggs, Brunson, Burns,	Mr. Garvelink, Goodrich, Gordon, Grant, Greusel, Haire, Harris, Haywood,	Mr. Robinson, Robertson, Rose, Scott, Sessions, Shaw, Simpson, Smith,
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Mr. Cady, Caplis, Carter, Chafey, Climie, Cobb, Cook, Curtis, Dinturff, Drew, Edwards, Eggleston, Ferguson, Fey, Garfield,	Mr. Hertzler, Hewitt, Hosner, Howard, Knapp, Lewis, Lockwood, Luce, Markey, E. R. Miller, Mitchell, Morse, O'Dell, Perry, Pierce,	Mr. Speed, Striker, Thomas, Thompson, Van Scoy, F. Walker, Warren, C. W. Watkins, E. C. Watkins, Welch, Welker, West, Withington, Zimmerman,
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68

NAYS.

Mr. Bailey, Buell, Fancher, Hoyt,	Mr. Kellogg, Lamb, Noyes, Ripley,	Mr. Sanderson, Van Aken, J. Walker, Walton,
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12

Title agreed to.

House joint resolution No. 9, entitled

Joint resolution to provide for submitting the question of a general revision of the constitution of the State of Michigan to the electors thereof,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Bartholomew, Breitung, Briggs, Brunson, Burns, Cady, Caplis, Cobb, Curtis, Drew, Edwards, Eggleston, Fancher,	Mr. Gordon, Grant, Greusel, Harris, Haywood, Hertzler, Hewitt, Hosner, Howard, Hoyt, Lamb, Lewis, Lockwood,	Mr. Ripley, Rose, Scott, Shaw, Simpson, Smith, Speed, Striker, Thompson, Van Scoy, F. Walker, Walton, E. C. Watkins,
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Mr. Ferguson, Fey, Goodrich,	Mr. Mitchell, Morse, Pierce,	Mr. Withington, Zimmerman,	47
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NAYS.

Mr. Armstrong, Bailey, Bonine, Bottomley, Buell, Carter, Chafey, Climie, Cook, Dinturff, Garfield,	Mr. Garvelink, Haire, Kellogg, Knapp, Luce, Markey, E. R. Miller, Noyes, O'Dell, Perry, Robinson,	Mr. Robertson, Sanderson, Sessions, Van Aken, J. Walker, Warren, C. W. Watkins, Welch, Welker, West, Speaker,	33
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House bill No. 115, entitled

A bill to provide for compensation for loss of property by fire originating from railroad fires,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Eggleston moved

That the House take a recess until 2 o'clock this afternoon ;

Which motion prevailed.

AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called : quorum present.

THIRD READING OF BILLS.

The House resumed the consideration of House bill No. 115 [reprinted], entitled

A bill to provide for compensation for loss of property by fire originating from railroad fires.

Mr. Ripley moved to amend the bill by striking out the last proviso ;

Which motion did not prevail.

On motion of Mr. Buell,

The vote by which the House refused to amend the bill was reconsidered.

Mr. Gordon moved that there be a call of the House ;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members were reported absent without leave: Messrs. Armstrong, Noyes, Sanderson, and Sessions.

On motion of Mr. Ripley,

All further proceedings under the call were dispensed with.

The motion to amend the bill by striking out the last *proviso* then prevailed.

Mr. Shaw moved to amend the bill by striking out of line 4, section 1, the words "or otherwise ;"

Which motion did not prevail.

Mr. E. C. Watkins moved to amend the bill by striking out of line 3 the word "from" where it occurs after the word "originating" and by inserting in lieu thereof the words "in the construction or operation of," and by striking out all of line 3 after the word "railroad" and all of line 4 up to the word "provided ;"

Pending which,

Mr. Lockwood moved that the bill be recommitted to the committee on railroads.

Mr. Lockwood moved the previous question ;

Which was not sustained.

The motion to recommit did not then prevail.

Mr. Speed moved, as a substitute to the motion of Mr. E. C. Watkins, that the bill be amended by inserting in line 4, after the word "otherwise," the words, "originating in the construction or operation of such railroad ;"

Which was accepted.

The motion to amend as amended by the substitute then prevailed.

Mr. Warren moved to amend the bill by inserting after the word "managed," in line 7, the words "and of the best variety," and by striking out the remainder of the section ;

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bailey,	Mr. Gordon,	Mr. Robinson,
Bartholomew,	Grant,	Robertson,
Bonine,	Greusel,	Rose,
Bottomley,	Haire,	Scott,
Breitung,	Harris,	Sessions,
Briggs,	Haywood,	Simpson,
Brunson,	Hertzler,	Smith,
Buell,	Hewitt,	Speed,
Burns,	Howard,	Striker,
Cady,	Hoyt,	Thomas,
Caplis,	Kellogg,	Thompson,
Carter,	Knapp,	Van Aken,
Chafey,	Lamb,	Van Scoy,
Climie,	Lewis,	F. Walker,
Cobb,	Lockwood,	J. Walker,
Cook,	Luce,	Walton,
Curtis,	Markey,	Warren,
Dinturff,	E. R. Miller,	C. W. Watkins,
Drew,	Mitchell,	E. C. Watkins,
Eggleston,	Morse,	Welch,
Fancher,	Noyes,	Welker,
Ferguson,	O'Dell,	West,
Fey,	Perry,	Withington,
Garfield,	Pierce,	Zimmerman,
Garvelink,	Ripley,	Speaker,
Goodrich,		

76

NAYS.

Mr. Edwards,	Mr. Hosner,	Mr. Shaw,	3
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Title agreed to.

House bill No. 125, entitled

A bill to amend section 30, chapter 10, being section 496 of the compiled laws of 1871, entitled "boards of supervisors,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

NAYS.

Mr. Bailey,
Bonine,
Bottomley,
Breitung,
Brunson,
Buell,
Burns,
Cady,
Carter,
Climie,
Cobb,
Cook,
Curtis,
Dinturff,
Drew,
Eggleston,
Fancher,
Fey,
Garvelink,
Goodrich,

Mr. Greusel,
Haire,
Harris,
Haywood,
Hertzler,
Hewitt,
Howard,
Hoyt,
Lamb,
Lewis,
Markey,
E. R. Miller,
Mitchell,
Morse,
O'Dell,
Pierce,
Ripley,
Robinson,
Robertson,
Rose,

Mr. Scott,
Sessions,
Shaw,
Simpson,
Smith,
Speed,
Striker,
Thomas,
Thompson,
Van Aken,
Van Scoy,
F. Walker,
J. Walker,
Walton,
Warren,
Welker,
West,
Zimmerman,
Speaker,

59

NAYS.

0

Title agreed to.

On motion of Mr. Greusel,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 129, entitled

A bill to organize the township of Tilden, in the county of Marquette,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Bailey,
Bottomley,
Breitung,
Brunson,
Buell,
Burns,
Cady,
Carter,
Chafey,
Climie,

Mr. Goodrich,
Greusel,
Haire,
Harris,
Haywood,
Hertzler,
Hewitt,
Howard,
Hoyt,
Lamb,

Mr. Rose,
Scott,
Sessions,
Shaw,
Simpson,
Smith,
Speed,
Striker,
Thomas,
Thompson,

Mr. Cobb,	Mr. Lewis,	Mr. Van Aken,	
Cook,	Luce,	Van Scoy,	
Curtis,	Markey,	F. Walker,	
Dinturff,	E. R. Miller,	J. Walker,	
Drew,	Mitchell,	Walton,	
Eggleston,	Morse,	Warren,	
Fancher,	O'Dell,	Welker,	
Fey,	Pierce,	West,	
Garfield,	Ripley,	Zimmerman,	
Garvelink,	Robertson,	Speaker,	60
	NAYS.		0

Title agreed to.

On motion of Mr. Breitung,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 130, entitled

A bill to repeal the second proviso of section 1 of chapter 26 of compiled laws of 1871, relative to the laying out of highways through orchards,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.			
Mr. Bonine,	Mr. Greusel,	Mr. Rose,	
Breitung,	Haire,	Shaw,	
Cady,	Haywood,	Simpson,	
Carter,	Hertzler,	Thompson,	
Chafey,	Lamb,	F. Walker,	
Cook,	Lewis,	J. Walker,	
Drew,	Markey,	Warren,	
Ferguson,	E. R. Miller,	Welker,	
Goodrich,	O'Dell,	West,	
Gordon,	Robertson,	Speaker,	30
	NAYS.		

Mr. Bailey,	Mr. Fey,	Mr. Robinson,	
Bottomley,	Garvelink,	Scott,	
Brunson,	Harris,	Sessions,	
Buell,	Hewitt,	Smith,	
Burns,	Hosner,	Speed,	
Climie,	Hoyt,	Striker	
Cobb,	Luce,	Van Scoy,	

Mr. Curtis,
Dinturff,
Eggleston,
Fancher,

Mr. Mitchell,
Morse,
Pierce,
Ripley,

Mr. Walton,
Welch,
Zimmerman, 32

Mr. Welch moved to reconsider the vote by which the House refused to pass the bill;

Which motion prevailed.

Mr. Hertzler moved that there be a call of the House;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members reported absent without leave: Messrs. Briggs, Grant, Lockwood, Perry, Sanderson, and Speed.

Mr. Climie moved that all further proceedings under the call be dispensed with;

Which motion did not prevail.

On motion of Mr. Bonine,

The Sergeant-at-Arms was dispatched after the absentees.

The Sergeant-at-Arms announced Mr. Perry at the bar of the House.

On motion of Mr. Greusel,

Mr. Perry was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Lockwood at the bar of the House.

On motion of Mr. Hoyt,

Mr. Lockwood was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Speed at the bar of the House.

On motion of Mr. Ferguson,

Mr. Speed was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Grant at the bar of the House.

On motion of Mr. Simpson,

Mr. Grant was admitted within the bar, rendered an excuse, and took his seat.

On motion of Mr. E. R. Miller,

All further proceedings under the call were dispensed with.

The question being on the passage of the bill,

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bartholomew,	Mr. Gordon,	Mr. Rose,
Bonine,	Grant,	Scott,
Bottomley,	Greusel,	Shaw,
Breitung,	Harris,	Simpson,
Buell,	Haywood,	Speed,
Burns,	Hertzler,	Thomas,
Cady,	Hosner,	Thompson,
Carter,	Howard,	F. Walker,
Chafey,	Knapp,	J. Walker,
Cobb,	Lamb,	Warren,
Cook,	Lewis,	C. W. Watkins,
Drew,	Lockwood,	E. C. Watkins,
Edwards,	Markey,	Welch,
Eggleston,	E. R. Miller,	Welker,
Ferguson,	O'Dell,	West,
Fey,	Perry,	Withington,
Garfield,	Pierce,	Speaker,
Goodrich,	Robertson,	

53

NAYS.

Mr. Bailey,	Mr. Hewitt,	Mr. Sessions,
Brunson,	Hoyt,	Smith,
Climie,	Kellogg,	Striker,
Curtis,	Luce,	Van Aken,
Dinturff,	Mitchell,	Van Scoy,
Fancher,	Morse,	Walton,
Garvalink,	Ripley,	Zimmerman,
Haire,	Robinson,	

23

Title agreed to.

House bill No 131, entitled

A bill to detach certain territory from the city of Hillsdale, and to annex the same to the township of Hillsdale, in the county of Hillsdale,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Bailey,	Mr. Gordon,	Mr. Robertson,
Bartholomew,	Grant,	Rose,
Bonine,	Greusel,	Sessions,
Bottomley,	Haire,	Shaw,
Breitung,	Haywood,	Simpson,
Brunson,	Hertzler,	Smith,
Buell,	Hewitt,	Speed,
Burns,	Hosner,	Striker,
Cady,	Howard,	Thompson,
Carter,	Hoyt,	Van Aken,
Chaffey,	Kellogg,	Van Scoy,
Climie,	Lamb,	F. Walker,
Cobb,	Lewis,	J. Walker,
Cook,	Lockwood,	Walton,
Curtis,	Luce,	Warren,
Dinturff,	Markey,	C. W. Watkins,
Drew,	E. R. Miller,	E. C. Watkins,
Eggleston,	Mitchell,	Welch,
Fancher,	Morse,	Welker,
Ferguson,	O'Dell,	West,
Fey,	Perry,	Withington,
Garfield,	Pierce,	Zimmerman,
Garvelink,	Robinson,	Speaker,
Goodrich,		70

NAYS.

0

Title agreed to.

On motion of Mr. Hewitt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 132, entitled

A bill to detach certain territory from the township of Berlin, and attach the same to the township of Easton, in the county of Ionia,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bailey,	Mr. Goodrich,	Mr. Robinson,
Bonine,	Gordon,	Robertson,

Mr. Bottomley,	Mr. Greusel,	Mr. Rose,	
Breitung,	Haire,	Shaw,	
Brunson,	Harris,	Simpson,	
Buell,	Haywood,	Smith,	
Burns,	Hewitt,	Spced,	
Cady,	Hosner,	Striker,	
Carter,	Howard,	Thompson,	
Chafey,	Hoyt,	Van Aken,	
Climie,	Kellogg,	F. Walker,	
Cobb,	Lamb,	J. Walker,	
Cook,	Lewis,	Warren,	
Curtis,	Lockwood,	C. W. Watkins,	
Dinturff,	Luce,	E. C. Watkins,	
Drew,	Markey,	Welker,	
Eggleston,	E. R. Miller,	West,	
Fancher,	Mitchell,	Withington,	
Ferguson,	O'Dell,	Wixson,	
Fey,	Perry,	Zimmerman,	
Garfield,	Pierce,	Speaker,	64
Garvelink,	Ripley,		
	NAYS.		0

Title agreed to.

On motion of Mr. Kellogg,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 135, entitled

A bill to amend an act entitled "An act to incorporate the city of Marquette," being act No. 202 of the session laws of 1871, approved February 27, 1871;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bailey,	Mr. Goodrich,	Mr. Robinson,
Bartholomew,	Gordon,	Robertson,
Bonine,	Greusel,	Rose,
Bottomley,	Haire,	Shaw,
Breitung,	Harris,	Simpson,
Brunson,	Haywood,	Smith,
Buell,	Hertzler,	Speed,
Burns,	Hewitt,	Striker,
Cady,	Hosner,	Thompson,
Carter,	Howard,	Van Scoy,

Mr. Chafey,
 Climie,
 Cobb,
 Cook,
 Curtis,
 Dinturff,
 Drew,
 Eggleston,
 Fancher,
 Ferguson,
 Garfield,
 Garvelink,

Mr. Hoyt,
 Kellogg,
 Lamb,
 Lewis,
 Lockwood,
 Luce,
 Markey,
 Mitchell,
 Morse,
 O'Dell,
 Pierce,

Mr. F. Walker,
 J. Walker,
 Walton,
 Warren,
 E. C. Watkins,
 Welch,
 Welker,
 West,
 Withington,
 Zimmerman,
 Speaker,

64

NAYS.

0

Title agreed to.

On motion of Mr. Breitung,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 114, entitled

A bill to discontinue that portion of a certain State road known as the "Grand Rapids and Greenville State road," running across the southwest quarter of section twenty-two in township No. 9 north, of range No. 10 west,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bailey,
 Bartholomew,
 Bonine,
 Bottomley,
 Breitung,
 Brunson,
 Burns,
 Cady,
 Carter,
 Chafey,
 Climie,
 Cobb,
 Cook,
 Curtis,
 Dinturff,
 Drew,

Mr. Goodrich,
 Gordon,
 Greusel,
 Haire,
 Harris,
 Haywood,
 Hertzler,
 Hewitt,
 Hosner,
 Howard,
 Hoyt,
 Kellogg,
 Lamb,
 Lewis,
 Luce,
 Markey,

Mr. Ripley,
 Robinson,
 Robertson,
 Shaw,
 Simpson,
 Smith,
 Speed,
 Striker,
 Thompson,
 Van Aken,
 Van Scoy,
 F. Walker,
 J. Walker,
 Walton,
 Warren,
 E. C. Watkins,

Mr. Eggleston, Fancher, Ferguson, Fey, Garfield, Garvelink,	Mr. Mitchell, Morse, O'Dell, Perry, Pierce,	Mr. Welch, Welker, West, Zimmerman, Speaker,	64
NAYS.			0

Title agreed to.

On motion of Mr. E. C. Watkins,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The committee on engrossment and enrollment reported as follows:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills :

House manuscript bill, entitled

A bill to amend section 2 of articles 2 and 3, and sections 2 and 4 of article 6 of an act entitled "An act to re-incorporate the village of Eaton Rapids," approved April 15, 1871, the same being act No. 275 of the session laws of 1871 ;

Also,

House bill No. 116, entitled

A bill to amend an act entitled "An act to incorporate the village of Otsego," approved March 15th, 1865, and to add thereto one new section ;

C. D. LUCE, *Acting Chairman.*

Report accepted.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Bonine,

Senate bill No. 157, entitled

A bill to re-incorporate the village of Buchanan, and to repeal all acts and parts of acts inconsistent with the provisions of this act,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Haire,
House bill No. 102, entitled

A bill to change the name of the First Presbyterian Society of Mill Point to the First Presbyterian Society of Spring Lake,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Brunson,
House bill No. 103, entitled

A bill to organize the township of Isle Royal in the county of Keweenaw,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Shaw,
House bill No. 109, entitled

A bill to provide for the education of certain poor persons in the Michigan Institution for Educating the Deaf, and Dumb, and the Blind,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Hoyt,
House bill No. 112, entitled

A bill to amend section 1 of an act entitled "An act to aid in the construction of that part of the Cass River and Bay City State road established under act number 345 of the laws of 1865, between the forks of Cass River and Unionville, in Tuscola county, and making an appropriation of swamp land therefor," and being act No. 311 of the session laws of 1871,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Bonine,
House bill No. 126, entitled

A bill to amend section 3 of an act entitled "An act to incorporate the union school district of the city of Owosso," approved March 22, 1871,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

Mr. Welker moved that

House bill No. 78, entitled

A bill to amend section 7 of chapter 169, it being section 4725 of the compiled laws of 1871, relative to marriage and the solemnization thereof,

Be ordered to take immediate effect;

Which motion did not prevail.

On motion of Mr. West,

House bill No. 105, entitled

A bill to provide for recording certain evidence concerning titles to land,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Shaw,

House bill No. 113, entitled

A bill to amend act number 154 of the session laws of 1871, entitled "An act to amend section 1 of an act entitled 'An act to authorize proceedings by garnishment in the circuit courts and in the district courts of the Upper Peninsula,'" approved March 16, 1861, being section 6465 of the compiled laws of 1871,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

Mr. Welker moved to reconsider the vote by which the House passed

Senate bill No. 93, entitled

A bill to amend sections 3083 and 3084 of the compiled laws of 1871, relative to religious societies;

Which motion prevailed.

Mr. Welker moved to amend the bill by striking out in line 8, section 4, the words "twenty-one years and upward," and inserting in lieu thereof the words "of full age;"

Which motion did not prevail.

On motion of Mr. Welker,

The bill was laid on the table.

Mr. Speed moved to take from the table

A bill to provide for the incorporation of ecclesiastical bodies and societies ;

Which motion prevailed.

On motion of Mr. Speed,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Bartholomew moved to take from the table

Joint resolution granting the privilege of the elective franchise to the women of this State ;

Which motion prevailed.

On motion of Mr. Bartholomew,

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Shaw moved to take from the table

Joint resolution relative to the employment of convicts at the State Prison in the manufacture of wagons, carriages, and sleighs ;

Which motion prevailed.

On motion of Mr. Shaw,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Curtis moved to discharge the committee of the whole from the further consideration of House bill No. 150, entitled

A bill to legalize the assessment roll of the township of Jamestown in the county of Ottawa ;

Which motion prevailed.

On motion of Mr. Curtis,

The bill was laid on the table.

Mr. Drew moved to take from the table House joint resolution No. 5, entitled

Joint resolution authorizing the issue of a patent to Parson King, upon school land certificate numbered 1883 ;

Which motion prevailed.

Mr. Drew moved that the joint resolution be placed on the order of third reading ;

Which motion did not prevail.

On motion of Mr. Drew,

The joint resolution was referred to the committee of the whole, and placed on the general order,

On motion of Mr. Hosner,

The House adjourned.

Lansing, Wednesday, March 5, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Wood.

Roll called : quorum present.

Absent without leave, Messrs. Armstrong, Kipp, and Harris.

Mr. Garfield asked and obtained leave of absence for Mr. Armstrong for the day.

Mr. Cady asked and obtained leave of absence for Mr. Kipp for the day.

Mr. Lockwood asked and obtained leave of absence until Monday next.

Mr. Bottomley asked and obtained leave of absence for Mr. Harris for the day.

PRESENTATION OF PETITIONS.

By Mr. Remer : Petition of J. B. Frost, A. N. Freeman, and 100 others, for the abolition of the office of county superintendent of schools ;

Referred to the committee on education.

By Mr. Simpson : Petition of E. W. Hurlburt and 20 others, for amendments to the liquor law ;

Also : Petition of A. Hawkins and 117 others, for the same purpose ;

Referred to the committee on State affairs.

By Mr. Eggleston: Petition of C. Kusterer and 120 others, for the repeal of the liquor law ;

Referred to the committee on State affairs.

By Mr. Rose: Petition of A. F. Choate and 20 others, of Lake county, for the taxation of railroad lands ;

By Mr. Caplis: Petition of Thomas McGraw and 237 others, asking for the repeal of the liquor law, etc. ;

Referred to the committee on State affairs.

By Mr. Climie: Petition of I. Runyan and 111 others of St. Joseph county, in reference to losses by railroad fires ;

Referred to the committee on railroads.

By Mr. Cobb: Petition of H. G. Wells, F. W. Curtenius, Allen Potter, and 45 others, citizens of Kalamazoo county, asking that the bill introduced into the House of Representatives entitled an act to prevent the destruction of fish in the inland waters of the State, be so amended as to provide that one-half the amount collected for violations of the act shall go to the person or persons giving information of such violation ;

Referred to the committee on fisheries.

By Mr. Burns: Petition of J. Shearer and 16 others, for the purchase of the full length portrait of the late Dr. Houghton ;

Referred to the select committee on the "Trial of Red Jacket."

By Mr. Speed: Petition of C. Morass, relative to the holding of church property by Roman Catholic churches and clergy.

Referred to the committee on religious and benevolent societies.

By Mr. E. C. Watkins: Remonstrance of J. Upson and 6 others, of Algoma, Kent county, against the organization of a new county out of parts of Kent, Newaygo, and Montcalm ;

Also: Remonstrance of W. Turner and 22 others, for the same purpose ;

Also: Remonstrance of M. Davis and 30 others, for the same purpose ;

Also: Remonstrance of D. R. Slocum and 7 others, for the same purpose;

Also: Remonstrance of W. R. Johnson and 17 others, for the same purpose;

Also: Remonstrance of C. Kent and 51 others, for the same purpose;

Referred to the committee on towns and counties.

By Mr. Withington: Remonstrance of the rector, wardens, and vestrymen of St. Paul's church, Lansing, against the passage of Senate bill No. 93;

Referred to the committee on religious and benevolent societies.

The following is the remonstrance:

To the Honorable, the Legislature of the State of Michigan:

At a meeting of the rector, wardens, and vestry of St. Paul's Protestant Episcopal Church, of Lansing, held at the chapel of the church on this 4th day of March, 1873, the following preamble and resolutions were adopted:

WHEREAS, This vestry have just learned that a bill is before the Honorable the Legislature, now in session, making several important changes in the law governing the organization of Protestant Episcopal Churches in this State, and

WHEREAS, It is known that the changes proposed are not asked for by church authority, and will, if they are passed, create much evil and confusion among its people; therefore

Resolved, That we, the rector, wardens, and vestry of St. Paul's Protestant Episcopal Church, of Lansing, most respectfully protest against the passage of said bill, and earnestly request that further consideration of the same be indefinitely postponed.

And we will ever pray, etc.,

E. H. WHITNEY,

Secretary pro tem of Vestry.

JOSEPH WOOD, *Rector.*

REPORTS OF STANDING COMMITTEES.

By the committee on roads and bridges :

The committee on roads and bridges, to whom was referred

A bill to establish and construct a State road to be known as the Imlay and Goodland State road, and making an appropriation of non-resident highway taxes for the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

This bill appropriates non-resident highway taxes for three miles on each side of said road for three years.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cady,

The bill was laid on the table.

By the committee on roads and bridges :

The committee on roads and bridges, to whom was referred

A bill to provide for the construction of a State road in the county of Mecosta to be called and known as the Milbrook and Altona State road,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

This bill appropriates non-resident highway taxes for two miles on either side of said road for five years.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brunson,

The bill was laid on the table.

By the committee on public health :

The committee on public health, to whom was referred

A bill to require manufacturing establishments to allow their employes one hour for dinner,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject. The committee have been credibly informed that in some portions of this State manufacturing establishments are in the habit of working their employes from eleven and a half to twelve hours per day, and only allow them from twenty minutes to one half hour in which to eat their dinner before resuming work. So short a time for dinner and such extended hours for labor must inevitably end in broken health and disease.

Report accepted and committee discharged.

On motion of Mr. Van Aken.

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public health :

The committee on public health, to whom was referred

A bill to amend section 1 of an act to prevent the adulteration of coal oil, chapter 250, section 7731, of compiled laws,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill amends the existing law so as to punish those who knowingly use illegal oil as well as those who sell it.

I. H. BARTHOLOMEW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public health:

The committee on public health, to whom was referred

A bill to amend section 1 of an act for the better regulation of the sale of poisons, being section 7732, chapter 250, of the compiled laws,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill requires druggists to dispense poisons in bottles of a peculiar shape, so that a person in the dark, holding the bottle in his hand, may know it contains poison.

I. H. BARTHOLOMEW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on insurance:

The committee on insurance, to whom was referred

A bill to amend act 55 of the session laws of 1872, being an act to amend section 29 of an act entitled "An act to amend sections 10 and 12 of an act in relation to life insurance companies transacting business in this State," approved March 30, 1869, and to add three new sections thereto, to stand as sections 27, 28, and 29, approved April 5, 1871, being section 2964, chapter 98 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it be printed, placed upon the general order, and referred to the committee of the whole, and ask to be discharged from the further consideration of the subject.

C. W. WATKINS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Watkins,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to detach sections 1, 2, 3, 4, 5, 6, 11, 12, and 13, in town 13 north of range 4 east, and sections 6, 7, 17, and 18, and fractional sections 5, 8, 9, and 16, in town 13 north, of range 5 east, from the county of Saginaw, and attach the same to the county of Bay,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Climie,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on fisheries:

The committee on fisheries, to whom was referred Senate bill No. 71, entitled

A bill to provide for the construction and maintenance of fish-ladders, and providing penalties for the violation of the same.

Some features of the bill seem to your committee highly commendable, yet other features do not recommend themselves to our judgment; and, therefore, your committee respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

E. R. MILLER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. E. R. Miller,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred

A bill to authorize a board of public works in the city of Port Huron,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. J. SPEED, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on elections :

The committee on elections, to whom was referred

A bill to amend sections 19 and 35 of an act to provide for holding general and special elections, being sections 50 and 66 of chapter 6 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

The committee find that in many cases inspectors of election absent themselves from the polls and otherwise neglect their duties, and in respect to the canvassing of votes, variously understand the existing provisions of the law.

This bill is intended to more clearly define the duties of inspectors in regard to close attention to their duties, the manner of filling vacancies in the office of inspector of elections, and expressly orders that the canvassing shall imme-

diately go forward, and in the same place where the election was held.

All of these provisions seem to your committee very desirable.

JAMES BURNS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on printing: .

The committee on printing, to whom was referred

A bill relative to the publication of legal notices,

Respectfully report that they have had the same under consideration, and find that the intention of the bill is to allow individuals to designate the papers in which legal notices shall be published, instead of allowing public officers to make such designation as now provided by law. Your committee are restrained to believe that much harm might come from such a law.

They have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

I. A. FANCHER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Ripley,

The bill was laid on the table.

By the committee on railroads:

The committee on railroads, to whom was referred

"A bill to compel railroad companies to construct suitable highway and street crossings,"

Respectfully report that this bill was presented by the railroad committee. They have therefore directed me to report the same back to the House, with the recommendation that the bill be printed, and placed on the general order, and ask to be discharged from the further consideration of the subject.

E. C. WATKINS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

A bill to amend section 10, of chapter 75, being section 2414 of the compiled laws of 1871, relative to the incorporation of railroad companies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the following amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The object of this bill is to secure to business men on the branch or branches of any railroad line the same advantages and facilities for shipping as those living on the main line of such road; also to reduce the rates authorized by law to be charged for transporting freight short distances. Your committee believe the rates charged and collected for the transportation of freight for short distances, as authorized by existing law, altogether too high, and an unjust discrimination against local dealers.

E. O. ROSE, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brunson,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred Senate bill No. 9, entitled

A bill to facilitate the collection of recognizances in criminal cases,

Respectfully report that they have had the same under con-

sideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

This bill makes fifteen per cent the legal interest on rates in collections to the purchaser if redeemed, instead of seven, as at present.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Garvelink,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to re-organize the fourteenth and ninth judicial circuits, and to create the twentieth judicial circuit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This re-organization seems necessary on account of the increase of judicial business in the several counties herein mentioned.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Reform School:

The committee on the Reform School, to whom was referred so much of the Governor's message as relates to this institution, and also to whom was referred the following resolution:

Resolved, That the committee on the Reform School report to this House, at their earliest convenience, upon the following matters pertaining to said School, namely, whether sufficient provision is now made by law for the defense of young boys charged with the commission of petty crimes and committed therefor to this institution during the whole period of minority, whether it is expedient to retain boys at all in said institution after they have attained the age of eighteen years; the measures now adopted to secure homes for the boys in private families, and whether more effective means for this purpose are not desirable; the hours daily devoted to work, and the kind of labor required of the boys, and whether the same is calculated to provide them with occupations or trades by which they may, when released, earn a living for themselves; the amount of time devoted daily to study, and the advantages for acquiring a common school education; the library and the character of the books; the number of meals daily, and the kind and quality of the food; the time allowed daily for recreation, and the amusements provided; the rewards for and incentives to good conduct; the kind of punishments inflicted, and the frequency thereof; the division and classification of the inmates, and the results of the department known as the "family house," and whether more buildings of a like character are desirable; the means adopted for keeping a knowledge of boys after they are discharged, and the number, if it can be given, of those reclaimed, and of those who have become criminals in after life; the amount of the earnings of the boys for the past two years and the average cost to the State of maintaining each one over and above his earnings; the improvements to the building and the grounds that are necessary with the estimated cost thereof, and the opinion of the committee whether the erection of a high wall of brick or stone inclosing the premises, or other additions and changes that will give the institution still more of the character of a prison rather than a school, are desirable;

Respectfully report that we have visited the School, inspected the buildings and the ground, seen the boys at their work, in the shops, at their play, in the school rooms, and at their meals, and from personal inspection and from information received from the Superintendent and officers of the institution and gathered from other sources, we beg leave to submit this report:

We are of the opinion that suitable provision is not made for the defense of boys charged with crime. Under the present law any boy may be arrested for the slightest offense, brought before a magistrate, and almost upon an *ex parte* hearing be convicted and sentenced to the Reform School until he is twenty-one years old.

Instances have been brought to our notice where boys have been complained of by their parents and sentenced to this School simply to get rid of them, and thus be released from their support. In our opinion every boy arrested should have some one interested in his behalf to thoroughly investigate his case and ascertain all the facts respecting it, as well as the circumstances under which the boy has been placed, so that no injustice may be done him. The law throws every safeguard about a man charged with a crime; he is presumed innocent until proved guilty, has counsel assigned him if he is unable to procure it himself, together with compulsory process for witnesses in his behalf, and must be tried by a jury of his peers, who are instructed to give him the benefit of every reasonable doubt as to his guilt, and who cannot convict him unless all shall agree to the verdict. But the boy may be snatched up summarily, tried before a magistrate who has probably prejudged the case, and thus hurried off to the Reform School. It is true that the conviction must be approved by the Circuit or Probate Judge of the county, but it is equally true that with the press of business usually on the hands of these officers, they pay but little attention to the matter, and in probably nine cases out of ten the papers are approved as a mere formality. It seems to us neither right nor just to sentence a boy to imprisonment from the time that he is ten or

twelve years of age until he attains his majority, for the commission of some petty offense, without full and complete investigation of the case and its surroundings by unprejudiced and disinterested parties. The property of a minor cannot be disposed of without the appointment of a guardian and the most careful scrutiny at every step in the proceeding; but under our system of committing boys to this School, an unfortunate boy may be for years deprived of his liberty without having a tongue lifted in his behalf or an unprejudiced eye to closely watch the proceedings. We believe that some provision should be made by the State to see that a full investigation is had in every such case, and that only when it is quite certain and clear that the boy is guilty of the offense charged, and that no other course will be likely to save him from a life of crime, and the community from his ravages, should be forced for the best years of his life into an institution partaking of the character of a prison.

A careful observation of the workings of the School has satisfied us that when the influence of the institutional life has not been such as to produce, in some measure at least, the reformation of a boy who has been confined therein until he has reached the age of eighteen years, that the further continuation of such boy in the School does him no good whatever, and generally is detrimental to the best interests of the younger inmates. In fact, we think that all boys had better be discharged from the institution on reaching the age of eighteen years, and this view is fully concurred in by the officers of the School. At that age in life boys are generally competent, if they will, to earn a living for themselves, and with the moral, mental, and industrial training that the School gives them, ought to be prepared to become industrious and useful citizens. If they will not do this, but repair to their old haunts and pursue a criminal course, they should be disciplined and punished in an institution of a character better adapted than this for the treatment of grown-up boys.

As to the measures now adopted to secure homes for the

boys in private families, and whether more effective means for this purpose are not desirable, your committee are informed by the Superintendent that there are always more applications for boys from responsible parties than there are boys willing to go and that the officers of the School can recommend. The officers make it a point to inquire carefully into the responsibility and character of applicants for boys, but find only a small proportion of boys to be suitable candidates for the places.

Most of the boys have parents whom they want to see, and homes which they long to visit, and when bound out from the institution are almost sure to run away from their places at the first opportunity and find their way back to their parents.

The Assistant Superintendent says that not one in ten of those for whom homes are found stay over a month. Still your committee are of the opinion that by the adoption of more thorough and systematic measures, and the appointment of a judicious person who shall have the whole matter in charge, that more of the boys might be provided with good homes, and be encouraged and induced to stay with their employers, and grow up to become useful members in community.

The hours daily devoted to work are six, and the kinds of labor performed as follows: seating of chairs with flag and cane, manufacturing cigars, making clothes and shoes for the boys of the institution, baking, farm-work, and other work incident to the School. The shop is divided into separate rooms, fitted to employ about fifty boys in each. There are now some twelve boys employed in making and mending clothes, two in the shoe shop, forty in the cigar shop, and ten or twelve about the farm. When the farm work is driving, a much larger number engage in it. The worst boys have frequently been found most useful in farm work. The committee are unanimous in commending the various kinds of work pursued, except the manufacture of cigars, in which there is a division of sentiment, the majority not inclining to favor it,

and insisting that it will be prejudicial to the best interests of the boys, by creating or keeping alive an appetite for that vile weed, tobacco.

There are five hours devoted to study each day, two in the morning and three in the evening, giving to each boy an opportunity to gain a good common school education. The advantages in this respect are fully equal to those of any ordinary common school.

The library contains about seventeen hundred books, comprising juvenile books, histories, biographies and popular treatises. It needs replenishing, and a small appropriation for this purpose is unanimously recommended.

The boys have three meals each day, and the diet is as follows: Breakfast—bread and butter and barley coffee; for dinner, meat and vegetables with bread and water; for supper, bread and butter or molasses, and water. In the “family house” the table was covered with a white cloth and furnished with earthen bowls and plates, and knives and forks; but in the main building tin cups were generally used instead of earthen or crockery ware. All, however, were neat and clean; but still the committee think that it would tend greatly to the improvement of the boys, and add to the character of the institution, if the table was better supplied and furnished. Potatoes, cold beans, rice, pickles, for breakfast, and milk, apple-sauce, or gingerbread for supper, spiced in now and then in addition to the ordinary fare, would greatly improve the diet without much increasing the expense thereof. Boys from ten to eighteen years of age are at that period in life when they form habits that will follow them all their days. If they are brought up on the coarsest fare, and made to take their food in primitive style, without the use of a cup or saucer, or so much as the sight of a clean crockery plate or bowl, the training is well calculated to make them rude, coarse, and low. There should be nothing in the conduct of the institution that tends to degrade the boys, and we claim that the table should be furnished with good plain table-

ware, and always supplied with a sufficient quantity of good wholesome food, and with a greater variety than is provided at the present time. In view of this fact, and of some improvements that in our judgments should be made in the dress of the boys, which will add somewhat to the running expenses of the School, we recommend that the full amount of the appropriation asked for by the Board of Control for the next two years be allowed. The time allowed for recreations in summer is about three hours daily. In the winter it is not as much, the days being shorter, although a sufficient time is given. Their amusements are ball playing, marbles, etc. No regular amusements are provided by the School.

There is no systematic plan of rewards. Various means are adopted, however, as incentives to good conduct, such as taking the boys out to ride with the officers, reposing confidence in them, giving them increased privileges, etc. They are frequently placed in positions of trust where they are paid \$5 00 per month, the books showing payment to boys of this class of sums of from \$10 to \$40 each. Your committee inquired of the officers in regard to the punishments inflicted and the frequency thereof, and learned that they were graded according to the offenses committed. Kind expostulations, deprivations of pleasure, extra work, carrying a stick of wood about the yard, going without a meal, locking up in the dormitory, locking up in the lodge and whipping—these occur as seldom as is consistent with discipline. The instructions are to manage as far as possible without punishment. All serious cases are reported at the office before discipline is inflicted. On the subject of a certain "sweat box" punishment, which was a matter of public remark some time ago, the superintendent says that the box was a simple pine one, eighteen to twenty inches square, in which some of the worst and largest boys were required to stand until they signified their wish to be released, and gave pledge of good behavior. A person was always within hearing distance, so that he could answer to the

call of the boy. The use of this means of punishment was discontinued and the box destroyed over eighteen months ago. The "Family House" is regarded as the most desirable place about the institution. Here the boys have nearly all the freedom and privileges that are to be had in a well regulated family. This house is conducted by a man and his wife, and the boys sit at the table with them, and are treated as though they were all members of one family. The school-room and bed-rooms are in the same building, and are neat, airy, and pleasant. The boys are placed here on their honor and good behavior, and thus far there have been none that have proved unfaithful.

Here, in the opinion of the committee, is to be found the true system for conducting a reform school. The second family house, now nearly completed will be conducted on the same plan as the other, and when finished, both houses will accommodate about sixty scholars, which the Superintendent regards as sufficient room for the present. A further classification of the inmates of the school is desirable, and should be made as soon as possible, but is not deemed practicable until there is a different and more suitable place provided for the worst class of boys. This investigation has impressed the committee deeply with the urgent necessity for the establishment of an intermediate prison for first offenders and boys verging on manhood. It is thought that if this were done and the larger boys of the Reform School removed thereto, that boys might be received in their places as young as seven or eight years of age, and be greatly benefited thereby.

The only means of keeping a knowledge of the boys after they have left the institution is by correspondence, and this is of course voluntary on their part, although the officers of the institution encourage it by all means in their power. So far as the subsequent history of the boys is known, about seven-tenths of those who have been discharged have

done well, and three-tenths have fallen into vices and criminal practices.

It is thought by your committee and by the officers of the institution that if a judicious person was appointed whose special duty it should be to look after those discharged boys and assist them as well as the boys in school in getting good homes it would result in great good to the boys and to society also.

The account of the earnings of the boys for the past two years and the average cost to the State of each, are not as full and definite as the committee could have desired. The total earnings for the years 1871 and 1872 were \$13,047 65 ; estimated value of farm products the past year were \$1,840 73.

The expenditure for two years for supervision, teachers, clothing, etc., exclusive of boys' earnings, was \$57,879 04.

Showing an annual cost to the State of about \$125 for each inmate. Your committee believe that the appropriation asked for repairing buildings, improving grounds, replenishing the library, etc., is necessary to properly carry on the school, and they therefore recommend the same to the amount of five thousand dollars. The committee have examined the high board fence now inclosing the yard, and have taken into consideration the propriety of substituting therefor a high stone or brick wall for the purpose of making the inclosure more secure. While we admit that there are undoubtedly, boys in the School who need walls of a more substantial character to hold them at all times than the present wooden ones, we, nevertheless, insist that the institution was intended to be a reformatory or large family school, combining labor and instruction for the purpose of reformation and not punishment, and that as far as possible all prison features should be dispensed with. We think it even better that a few of the boys should escape than that the institution should be turned completely into a prison, for all sense of justice would be shocked by the very statement that hundreds

of boys were sent to prison for a term of ten or twelve years as punishment for the commission of offenses of the most petty character. We think, with the use of proper means, there will be no such difficulty in retaining the boys as is sometimes apprehended. The Ohio Reform School we think aptly illustrates this statement. With a greater number of boys than our School, it is conducted upon the family system, without any bars, bolts, or high walls, and with ample opportunities for escape ; and yet, during the past year only seven boys ran away from the institution. With his Excellency, the Governor, we fear that our Reform School now partakes too much of the character of a prison, and we would much rather dispense with features of this kind than to add any new ones. The sooner the institution is made what it should be the better. If a further classification was made by the removal of the vicious and incorrigible large boys to a more suitable place, there would be no necessity for high walls of brick or stone, and many of the younger boys who are now contaminated by the example and association of these big boys might be kept from such corrupting influences and saved from lives of degradation and vice.

The committee rejoice that the public attention has of late been turned in a greater degree than formerly toward the importance of making such provision as shall, as far as possible, save the young lads of the State from falling into the ranks of crime.

There especially should the State see that these boys, over whom it has assumed the guardianship and control, should not be made criminals by the very surroundings into which they are forced by the action of the public authorities. It would be certainly far better to have no Reform School at all than to have one tending by the association of its inmates or otherwise to make boys worse.

With the conviction that the law should be changed so as to prevent the confinement of boys in this institution after

they have reached the age of 18 years, the committee instructed me to report the following bill for that purpose, being a bill heretofore referred to them and entitled

A bill to amend sections 10 and 12 of an act to establish a house of correction for juvenile offenders, approved February 10, 1855, as amended by act 170 of the laws of 1867, being sections 8135 and 8137 of the compiled laws of 1871,

With a recommendation that the same do pass, and ask to be discharged from the further consideration of the subject.

E. R. MILLER, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER, }
Lansing, March 4, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 105, entitled

A bill to amend section 2 of act No. 387 of the session laws of 1871, entitled “An act to incorporate the public schools of the city of Corunna,” approved March 29, 1871 ;

2. Senate bill No. 109, entitled

A bill to legalize the action of the joint board of school inspectors in the formation of school district No. 1, Bloomington and Columbia, in the county of Van Buren ;

3. Senate bill No. 111, entitled

A bill to amend section 543 of the compiled laws of 1871, relating to the duties of county clerks ;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators

elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first and second named bills were read a first and second time by their titles, and referred to the committee on education.

The third named bill was read a first and second time by its title, and referred to the committee on State affairs.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 4, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 103, entitled

A bill to amend section 5 of chapter 136, relative to primary schools, being section 3586 of the compiled laws of 1871,

2. Senate bill No. 104, entitled

A bill to repeal act No. 186 of 1871, entitled “ An act directing the Secretary of State to provide the electors of this State with uniform ballots on constitutional amendments,” approved April 17th, 1871, being section 196 of compiled laws of 1871 ;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on education.

The second named bill was read a first and second time by its title, and referred to the committee on elections.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 4, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 79, entitled

A bill making appropriations for the Institution for Educating the Deaf, Dumb, and the Blind, for the years 1873 and 1874;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 4, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 110, entitled

A bill to amend section 703 of the compiled laws of 1871, relating to the annual return of township officers by township clerks.

2. Senate bill No. 156, entitled

A bill to authorize the consolidation of the Young Men's Association of East Saginaw, and the Ladies' Library Association of East Saginaw into one corporation, to be called the Library Association of East Saginaw, Mich.;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators

elect been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on towns and counties.

The second named bill was read a first and second time by its title, and referred to the committee on private corporations.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 4, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 121, entitled

A bill to incorporate the village of Capac,

And to inform the House that the Senate has amended the same by inserting after the word “direct” in line 5 of section 28 the following: “Except such fines as by the terms of the constitution are to be exclusively applied to the support of township libraries;”

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Bottomley moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bottomley,

Mr. Haywood,
Hewitt,
Hoar,

Mr. Sanderson,
Scott,
Sessions,

Mr. Breitung,	Mr. Hosner,	Mr. Shaw,	
Briggs,	Howard,	Simpson.	
Brunson,	Hoyt,	Smith,	
Buell,	Kellogg,	Speed,	
Burns,	Knapp,	Striker,	
Cady,	Lamb,	Thomas,	
Caplis,	Luce,	Thompson,	
Chafey,	Markey,	VanAken,	
Climie,	E. R. Miller,	Van Scoy,	
Cobb,	Mitchell,	A. Walker,	
Cook,	Morse,	F. Walker,	
Curtis,	Noyes,	J. Walker,	
Drew,	O'Dell,	L. Walker,	
Eggleston,	Parsons,	Walton,	
Fancher,	Perry,	Warren,	
Ferguson,	Pierce,	C. W. Watkins,	
Fey,	Priest,	Welch,	
Garfield,	Remer,	Welker,	
Garvelink,	Rich,	West,	
Goodrich,	Ripley,	Wheeler,	
Gordon,	Robinson,	Withington,	
Grant,	Robertson,	Zimmer man,	
Green,	Rose,	Speaker,	79
Greusel,			
	NAYS.		0

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,

Lansing, March 4, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bills :

- House bill No. 118, entitled
A bill to amend sections 1 and 2 of an act No. 365, session laws of 1869, entitled “ An act to revise the charter of the vil-
lage of Chelsea,” approved March 30, 1869 ;
- House manuscript bill, entitled
A bill to organize the township of Lake, in the county of Benzie ;
In the passage of which the Senate has concurred by a ma-

jority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The two named bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 4, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 116, entitled

A bill to further amend section 6 of act number 92 of the session laws of 1871, entitled “ An act to amend sections 6, 24, 26, 28, 29, 31, 33, and 34, of act number 136 of session laws of 1869, entitled ‘ An act relative to the organization and powers of fire and marine insurance companies transacting business within this State,’ ” approved April 3, 1869, and to add two new sections thereto to stand as sections 40 and 41, approved April 12, 1871 ;

2. Senate bill No. 117, entitled

A bill to provide for the appointment of a stenographer for the recorder’s court of the city of Detroit ;

3. Senate bill No. 118, entitled

A bill to provide for making repairs and additions to the State Prison, and to make appropriations therefor ;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was then read a first and second time by its title, and referred to the committee on insurance.

The second named bill was read a first and second time by its title, and referred to the committee on State affairs.

The third named bill was read a first and second time by its title, and referred to the committee on State Prison.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, March 4, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bills:

1. Senate bill No. 112, entitled .

A bill for the transfer of the insane inmates of the soldiers' home at Detroit, to the Insane Asylum, at Kalamazoo ;

2. Senate bill No. 113, entitled

A bill to authorize the donation by gift, will, or otherwise, of money for the care, maintenance, and support of certain insane persons ;

3. Senate bill No. 114, entitled

A bill to authorize the transfer of certain unexpended balances of appropriations heretofore made for the "Soldiers' National Cemetery," at Gettysburg, and for the "Antietam National Cemetery,"

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on Insane Asylum and military affairs jointly.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The third named bill was read a first and second time by its title, and referred to the committee on ways and means and military affairs jointly.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 4, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 102, entitled

A bill making appropriations for the maintenance of patients at the Michigan Asylum for the Insane, and for certain additions and renewals, and for the completion and furnishing of the extension of the Asylum ;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and and referred to the committee on Insane Asylum.

THIRD READING OF BILLS.

House manuscript bill, entitled

A bill to incorporate the city of Pentwater, in the county of Oceana,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Speed moved to amend the bill by adding at the end of section 2, chapter 3, the following:

“ Provided That when said city shall have five thousand inhabitants, it may be divided into four wards, and may have an additional ward for every additional three thousand inhabitants, and the wards in said city shall not be increased

in number excepting within the limit prescribed in this section ;”

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Grant,	Mr. Rich,
Bailey,	Green,	Robinson,
Bartholomew,	Greusel,	Robertson,
Bonine,	Haywood,	Rose,
Bottomley,	Hertzler,	Sanderson.
Briggs,	Hewitt,	Sessions,
Brunson,	Hoar,	Shaw,
Buell,	Hosner,	Simpson,
Burns,	Howard,	Smith,
Cady,	Kellogg,	Speed,
Caplis,	Lamb,	Striker,
Carter,	Lewis,	Thomas,
Chafey,	Luce,	Thompson,
Climie,	Markey,	Van Scoy,
Cobb,	Mitchell,	A. Walker,
Cook,	Morse,	F. Walker,
Curtis,	Noyes,	Walton,
Drew,	O'Dell,	C. W. Watkins,
Edwards,	Parsons,	Welch,
Eggleston,	Perry,	West,
Fancher,	Pierce,	Wheeler,
Garvelink,	Priest,	Zimmerman,
Goodrich,	Remer,	Speaker,
Gordon,		70

NAYS.

Mr. J. Walker,	1
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Title agreed to.

On motion of Mr. Wheeler,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 117, entitled

A bill to amend section 40 of an act entitled “An act to incorporate the village of Ovid,” approved March 24, 1869, as amended by act No. 263 of the session laws of 1871, and to repeal section 2 of said act No. 263 ;

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Branson, Cady, Carter, Chafey, Curtis, Drew,	Mr. Ferguson, Garvelink, Goodrich, Hoyt, Kellogg, Lewis,	Mr. Mitchell, Rich, Sessions, Van Aken, Welch, Welker,	18
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NAYS.

Mr. Ackley, Bailey, Bartholomew, Bonine, Bottomley, Breitung, Briggs, Buell, Burns, Climie, Cobb, Cook, Eggleston, Fancher, Garfield, Gilmore, Grant, Green, Greusel, Haire, Haywood,	Mr. Hewitt, Hoar, Hosner, Howard, Lamb, Luce, Markey, E. R. Miller, Morse, Noyes, O'Dell, Parsons, Perry, Pierce, Priest, Remer, Ripley, Robinson, Robertson, Rose, Sanderson,	Mr. Scott, Shaw, Simpson, Smith, Speed, Striker, Thomas, Thompson, Van Scoy, F. Walker, J. Walker, L. Walker, Walton, Warren, C. W. Watkins, E. C. Watkins, West, Wheeler, Withington, Zimmerman,	62
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House bill No. 133, entitled

A bill to amend section 46 of an act to revise the laws providing for the incorporation of railroad companies, approved April 18, 1871, being section 2450, chapter 75 of the compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley, Bailey,	Mr. Green, Greusel,	Mr. Rose, Sanderson,
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Mr. Bartholomew,	Mr. Haire,	Mr. Scott,
Bonine,	Haywood,	Sessions,
Bottomley,	Hertzler,	Shaw,
Breitung,	Hewitt,	Simpson,
Briggs,	Hoar,	Speed,
Brunson,	Hosner,	Striker,
Buell,	Howard,	Thomas,
Burns,	Hoyt,	Thompson,
Cady,	Kellogg,	Van Aken,
Carter,	Lamb,	Van Scoy,
Chafey,	Lewis,	A. Walker,
Climie,	Luce,	F. Walker,
Cobb,	Markey,	J. Walker,
Cook,	E. R. Miller,	L. Walker,
Curtis,	Mitchell,	Walton,
Drew,	Morse,	Warren,
Eggleston,	Noyes,	C. W. Watkins,
Fancher,	O'Dell,	E. C. Watkins,
Ferguson,	Parsons,	Welch,
Fey,	Perry,	Welker,
Garfield,	Pierce,	West,
Garvelink,	Priest,	Wheeler,
Gilmore,	Remer,	Withington,
Goodrich,	Rich,	Zimmerman,
Gordon,	Robinson,	Speaker,
Grant,	Robertson,	
	NAYS.	83

Mr. Ripley, Mr. Smith, 2

Title agreed to.

House bill No. 122, entitled

A bill to incorporate the village of Reading, in Hillsdale county,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Hewitt,

The bill was laid on the table.

MOTIONS AND RESOLUTIONS.

Mr. C. W. Watkins move to take from the table the following resolution :

Resolved (the Senate concurring), That from and after Thursday, the 27th day of March, 1873, the two Houses will

transact no business other than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the journals of the proper Houses by the Secretary and Clerk, and the time of final adjournment of this Legislature shall be on Monday, the 31st day of March, 1873, at 12 o'clock, noon, of that day ;

To which was pending an amendment, by striking out the words "31st of March," and inserting in lieu thereof the words "April 5th."

Mr. Watkins offered the following substitute for the resolution :

Resolved, That during the remainder of the session no member shall speak more than once, and not exceed five minutes to any one measure, excepting the introducer of the measure or chairman of the committee reporting it, who may speak ten minutes. This shall apply to the committee of the whole as well as to the House.

On motion of Mr. Bartholomew,

The resolution, amendment, and substitute were laid on the table.

Mr. Welker offered the following ;

Resolved, That when this House adjourn, on Friday March 14th, it be until 7:30 o'clock P. M., Monday, March 17th, and that no leave of absence, except on account of sickness, be granted without a vote of two-thirds of this House.

On motion of Mr. Hertzler,

The resolution was laid on the table.

Mr. Watkins offered the following :

Resolved, That during the remainder of the session no member shall speak more than once and not to exceed five minutes on any one measure except the introducer of the measure or chairman of the committee reporting it, who may speak ten minutes. This shall apply to the committee of the whole as well as to the House.

On motion of Mr. Ripley,

The resolution was laid on the table.

Mr. F. Walker offered the following:

Resolved, That hereafter the hour of meeting be fixed at 10 o'clock A. M.;

Which was not adopted.

Mr. Withington moved to take from the table Senate bill No. 93, entitled

A bill to amend sections 3083 and 3084 of the compiled laws of 1871, relative to religious societies;

Which motion prevailed.

Mr. Withington moved that the further consideration of the bill be indefinitely postponed;

Which was withdrawn.

The question being on the passage of the bill,

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Briggs,
Goodrich,

Mr. Simpson,

Mr. Van Scoy,

4

NAYS.

Mr. Ackley,
Bonine,
Breitung,
Brunson,
Burns,
Cady,
Chafey,
Climie,
Cobb,
Cook,
Curtis,
Drew,
Eggleston,
Fancher,
Fey,
Garvelink,
Gilmore,
Gordon,

Mr. Hertzler,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Lewis,
Luce,
Markey,
E. R. Miller,
O'Dell,
Parsons,
Perry,
Priest,
Pierce,
Remer,
Rich,
Robinson,

Mr. Shaw,
Smith,
Speed,
Striker,
Thomas,
Thompson,
Van Aken,
A. Walker,
F. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
C. W. Watkins,
E. C. Watkins,
Welch,
Welker,
West,

Mr. Grant,
Green,
Greusel,
Haire,

Mr. Robertson,
Rose,
Sanderson,
Sessions,

Mr. Wheeler,
Withington,
Zimmerman, 65

Mr. Fey moved to discharge the committee of the whole from the further consideration of Senate bill No. 143, entitled

A bill to annex South Saginaw and certain other territory to, and consolidate the same with, the city of East Saginaw.

Mr. Ripley demanded the yeas and nays.

The demand was seconded, and the motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Bottomley,
Breitung,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Climie,
Cobb,
Cook,
Drew,
Eggleston,
Ferguson,

Mr. Fey,
Garvelink,
Gilmore,
Gordon,
Grant,
Hoar,
Howard,
Hoyt,
Lamb,
Mitchell,
Morse,
Noyes,
Parsons,
Perry,
Sanderson,
Scott,

Mr. Sessions,
Shaw,
Smith,
Speed,
Thomas,
Van Aken,
Van Scoy,
F. Walker,
Walton,
Warren,
C. W. Watkins,
E. C. Watkins,
West,
Withington,
Zimmerman, 47

NAYS.

Mr. Bartholomew,
Carter,
Chafey,
Curtis,
Garfield,
Goodrich,
Greusel,
Haire,
Hertzler,
Hewitt,
Hosner,

Mr. Kellogg,
Lewis,
Luce,
Markey,
E. R. Miller,
O'Dell,
Pierce,
Priest,
Remer,
Rich,
Ripley,

Mr. Robinson,
Robertson,
Simpson,
Striker,
Thompson,
A. Walker,
J. Walker,
L. Walker,
Welch,
Welker,
Wheeler, 33

Mr. Fey moved that the bill be placed on the order of third reading;

Pending which,

Mr. Ripley moved that the House adjourn ;

Which motion did not prevail.

Mr. Ripley moved that the bill be laid on the table ;

Which motion did not prevail.

The motion to place the bill on the order of third reading then prevailed.

On motion of Mr. C. W. Watkins.

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the order of

MOTIONS AND RESOLUTIONS.

Mr. L. Walker moved to take from the table

A bill to amend sections 70, 78, 91, and 93, of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being sections 1036, 1044, 1057, and 1059 of the compiled laws of 1871 ;

Which motion prevailed.

Mr. Fancher offered the following:

Resolved, That the judiciary committee be discharged from the further consideration of Senate bill No. 19, entitled

A bill to provide for the printing and publication of the Territorial laws of the Territory of Michigan,

And that the same be referred to the committee on printing ;

Which was adopted.

GENERAL ORDER.

On motion of Mr. J. Walker,

The House went into committee of the whole on the general order,

Mr. Eggleston in the chair.

After some time spent therein, the committee rose and through the chairman made the following report :

The committee of the whole have had under consideration the following entitled bills :

1. House bill No. 110, entitled

A bill to require owners of stallions, kept for breeding purposes, to file a certificate of pedigree with the county clerk for the county or counties in which said stallion is kept ;

2. House bill No. 123, entitled

A bill to prohibit fishing with seines, set nets, fykes, or any other species of continuous nets, or with spear in any of the inland lakes of Allegan county, Michigan ;

3. Senate bill No. 47, entitled

A bill to amend sections 2 and 6, and to repeal section 9 of an act entitled "An act to establish an Insurance Bureau," approved April 13, 1871, being sections 1674, 1678, and 1681 of the compiled laws of 1871 ;

4. House bill No. 144, entitled

A bill to amend sections six (6) and fifteen (15) of an act relative to the formation of mining companies, approved February 5, 1853, and section six (6) of an act supplementary to the foregoing act, approved February 6, 1855, being sections two thousand eight hundred and forty-one (2841), two thousand eight hundred and fifty (2850), and two thousand eight hundred and seventy (2870), of chapter ninety-five (95), of the compiled laws of 1871 ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills :

5. Senate bill No. 51, entitled

A bill making an appropriation for the support of the State Agricultural College, to pay the arrearages of the same, to pay

the expenses of the State Board of Agriculture, and for buildings and other improvements at the Agricultural College ;

6. House bill No. 127, entitled

A bill to amend section 2, chapter 169 of the revised statutes of 1846, relative to "The fees of officers and ministers of justice in criminal cases," being compiler's section 7478, chapter 240, of the compiled laws of 1871 ;

7. House bill No. 128, entitled

A bill to provide for the laying out and constructing a State road in Sanilac county, to be known as the Elmer State road ;

8. Senate bill No. 46, entitled

A bill to authorize the Saginaw and Genesee plank road company to discontinue certain portions of their road ;

9. Senate bill No. 28, entitled

A bill to amend section 166 of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6th, 1869, being section 1132 of the compiled laws of 1871 ;

10. House bill No. 137, entitled

A bill to amend sections 4, 48, and 61, of act No. 459 of the laws of 1869, being an act to incorporate the city of Big Rapids, and section 32 of act No. 241 of the session laws of 1871, amendatory thereof ;

11. House bill No. 138, entitled

A bill to amend section 20 of act No. 496 of the laws of 1867, entitled "An act to revise and amend the charter of the city of Saginaw," approved February 5th, 1859 ;" approved March 27th, 1867, as amended by act No. 224 of the laws of 1871 ;

12. House bill No. 140, entitled

A bill to repeal section 13 of an act entitled "An act for the relief of school districts," approved February 7, 1855, being section 3725 of chapter 136, of the compiled laws of 1871 ;

13. House bill No. 141, entitled

A bill to amend section 31 of chapter 136, being section

3611 of the compiled laws of 1871, relating to primary schools ;

14. House bill No. 142, entitled

A bill to amend section 2 of chapter 10, section 12 of chapter 12, and sections 3 and 6 of chapter 13, of act No. 452 of the session laws of 1869, being "An act to amend and revise an act entitled an act to revise the charter of the city of Port Huron," approved April 5, 1869 ;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill :

15. House bill No. 85, entitled

A bill to equalize and pay State bounties, and to make the necessary appropriations therefor ;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

E. S. EGGLESTON, *Chairman.*

Report accepted and committee discharged.

The fifth, sixth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteenth, and fourteenth, named bills were placed on the order of third reading.

On motion of Mr. Garfield,

The House concurred in the amendments made to the first, second, and fourth mentioned bills by the committee, and they were placed on the order of third reading.

The question being on concurring in the amendments made to the third named bill by the committee,

Mr. Bartholomew demanded a division of the question.

The question being on concurring in the amendment made by the committee in striking out of line 6, section 2, the words "twenty-four," and inserting the word "twenty" in lieu thereof,

Mr. Bartholomew demanded the yeas and nays ;

Pending which, and also any action relative to the last mentioned bill,

On motion of Mr. Van Aken,
The House adjourned.

Lansing, Thursday, March 6, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Allis.

Roll called : quorum present.

Absent without leave : Messrs. Caplis, Dinturff, and E. C. Watkins.

Mr. Burns moved that Mr. Caplis have indefinite leave of absence ;

Which motion did not prevail.

Mr. Eggleston asked and obtained leave of absence for Mr. E. C. Watkins indefinitely.

Mr. Robertson asked and obtained leave of absence until Tuesday next.

Mr. Robertson asked and obtained leave of absence for Mr. O'Dell until Tuesday next.

Mr. Eggleston asked and obtained leave of absence for the day.

Mr. Chafey asked and obtained leave of absence for Mr. Dinturff indefinitely, on account of sickness.

PRESENTATION OF PETITIONS.

By Mr. Climie: Memorial relative to music ;

Referred to the committee on public health.

By Mr. Grant: Petition of N. H. Drake and 26 others, of Ann Arbor, for the repeal of the prohibitory liquor law, and amendments to the constitution permitting a license law ;

Referred to the committee on State affairs.

By Mr. Grant: Petition of S. P. Ely and 32 others, asking for the purchase by the State of the full length portrait of the late Dr. Douglass Houghton ;

Referred to the special committee on the purchase of the "Trial of Red Jacket."

By Mr. Grant: Remonstrance of citizens of Harrisville, against detaching certain territory from the town of Harrisville, and attaching the same to the town of Alcona ;

Referred to the committee on towns and counties.

By Mr. Van Aken: Resolutions of the board of supervisors of the county of Branch, requesting their representatives in the legislature to use all honorable means to secure the repeal of the two-mill tax.

Referred to the committee on ways and means.

By Mr. Walton: Petition of E. Cook, John W. Kenney, and 15 others, of the First Presbyterian Society of Franklin, Lenawee, county, asking that the name of said society be changed to that of the First Congregational Church and Society, of Franklin ;

Referred to the committee on religious and benevolent societies.

By Mr. Drew: Remonstrance of M. T. Smith and 7 others, of Blackman, Rives, and Tompkins, Jackson county, against the passage of a bill for the improvement of Grand river in said townships.

By Mr. Rose: Petition of V. W. Bruce and many others, citizens of Big Rapids, for the measures that will compel the Grand Rapids & Indiana Railroad to provide more adequate facilities for shippers and other patrons of the road ;

Referred to the committee on railroads.

By Mr. Withington: Remonstrance of P. Morrison and 45 others, against the passage of a bill relative to the board of public works of the city of Jackson ;

Also : Remonstrance of G. W. Kennedy and 37 others, for the same purpose ;

Referred to the committee on municipal corporations.

By Mr. Striker : Remonstrance of P. Barnum and 45 others, of Barry county, against the bridging of the Thornapple river at the county expense ;

Referred to the committee on roads and bridges.

By Mr. Drake : Petition of John Chapel and 188 others, for the repeal of the law creating the office of county superintendent of schools ;

Also : Petition of D. Woodward and 22 others, for the same purpose ;

Referred to the committee on education.

By Mr. L. Walker : Remonstrance of members of the bar of the county of Genesee, against any proceedings for the impeachment of Hon. A. H. Giddings ;

Referred to the special committee on that subject.

By Mr. Haire : Petition of G. T. Peck and 43 others of Ottawa county, for the removal of Hon. A. H. Giddings, Judge of the 14th Judicial Circuit ;

Also : Memorial of the Oceana county bar against the removal of Hon. A. H. Giddings ;

Referred to the select committee on that subject.

By Mr. Kellogg : Remonstrance of S. A. Yeomans and 130 others of Easton, against having any portion of said township included in the intended limits of the city of Ionia ;

Also : Remonstrance of N. Clarke and 33 others, for the same purpose ;

Also : Remonstrance of Thos. Cornall and 41 others, for the same purpose ;

Also : Petition of N. S. Hitchcock, G. A. Willett, N. Putney, and other citizens of Riceville, asking that Riceville may be included in the corporate limits of Ionia ;

Referred to the committee on municipal corporations.

By Mr. Warren : Remonstrance of F. Greisson and 32 others, against the repeal of the law creating county superintendents of schools ;

Referred to the committee on education.

By Mr. Warren: Remonstrance of G. W. Keyes and 77 others, against the repeal of the prohibitory liquor law.

Also: Remonstrance of Hon. A. L. Green and 53 others for the same purpose.

By Mr. Brunson: Petition of G. E. Bliss and 57 others, for amendments to the liquor law.

Also: Petition of E. W. Dodge and 42 others, for the same purpose.

Also: Petition of A. White and 38 others, for the same purpose.

Also: Petition of A. Sickles and 22 others, for the same purpose.

Referred to the committee on State affairs.

By Mr. Greusel: Petition of S. R. Newman and 45 others, for a system of taxation on the manufacture and sale of liquors ;

Referred to the committee on State affairs.

By Mr. Wheeler: Petition of H. W. Reid and 16 others of Oceana county for amendments to the liquor law ;

Referred to the committee on State affairs.

The following is the petition :

To the Honorable the Senate and House of Representatives of the State of Michigan, in Legislature assembled :

We, your petitioners, citizens and legal voters of the State of Michigan, respectfully petition your Honorable body to amend the law of this State, entitled

“An act to prevent the manufacture and sale of spirituous or intoxicating liquors as a beverage,”

First, By including beer and other fermented liquors in the same inhibitions with distilled liquors ;

Second, By so amending section 4 of the law, as to make signs, advertisements, and all other appliances for conducting the business *prima facie* evidence of being a common seller ;

Third, By providing for the appointment of a State constabulary, whose special duty it shall be to aid the local executive authorities in the thorough execution of the law ;

Fourth, By making women equally liable with men for any and all violations of the law ;

And, as in duty bound, your petitioners will ever pray.

By Mr. Fey: Memorial of the president and trustees of South Saginaw, relative to consolidation with East Saginaw;
Referred to the committee on municipal corporations.

The following is the memorial :

We, the undersigned, inspectors of election, hereby certify that at the charter election of the village of South Saginaw, held pursuant to law and notice, in said village March 4, 1873 the party in favor of the annexation of this village to the city of East Saginaw, having made their nominations with special reference to the question of annexation, gained the majority by about ninety (90) votes; and we further certify that the party opposed to such annexation decline to make any further test of the question.

Dated, South Saginaw, March 4, 1873.

JOHN INGLEDEW, *President*,

SANFORD B. ZEED,

WM. H. COWBRAY,

JOS. BROUGHTON,

Inspectors of Election.

M. B. DELAND, *Clerk.*

REPORTS OF STANDING COMMITTEES.

By the committee on State affairs :

The committee on State affairs, to whom was referred

A bill to amend section 23 of chapter 120, being section 3396 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration. The section proposed to be amended is a section of the law authorizing the establishing and keeping up of burying-grounds. The object of the proposed amendment is to authorize a re-sale of unoccupied portions of burial lots, upon which assessments have remained unpaid for five years or more.

The committee, therefore, have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to change the name of Ella M. Minnehan to Ella M. Runyan, and to constitute her heir-at-law of Jacob M. Runyan and Diantha Runyan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. J. Walker.

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to provide for the perpetuation of evidence of maps or plats of towns, cities, villages, etc.,

Respectfully report that they have had the same under consideration.

We have a law requiring town plats to be recorded in the office of the register of deeds. To a great extent it has been done in this way: The register takes the original plat, drawn generally on paper entirely unfit for that use, pastes it into a volume of records on the fly, or in any other part of the book, as suits his convenience, folds it so as to bring it within the size of a page of the book, and calls that recording it. These

plats are often the only evidence, and always, if properly made, the best evidence, of the location, shape, and size of the lots embraced in them. They are generally much handled, and by being so often folded and unfolded, they become worn and torn, defaced, and dilapidated, and to some extent illegible, so that that the danger is great that the best and sometimes the only means of locating immensely valuable tracts of land will be lost or its value greatly impaired.

The object of this bill is to provide for the perpetuation of the evidence which the recording of the plat was designed to supply.

The committee have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the Asylum for the Insane :

The committee on the Asylum for the Insane, to whom was referred Senate bill No. 112, entitled

A bill for the transfer of the insane inmates of the Soldier's Home at Detroit, to the Insane Asylum at Kalamazoo,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. J. BONINE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the Asylum for the Insane :

The committee on the Asylum for the Insane, to whom was referred Senate bill No. 102, entitled

A bill making appropriations for the maintenance of patients at the Michigan Asylum for the Insane, and for certain additions and renewals, and further completion and furnishing of the extension of the Asylum ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. J. BONINE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to provide for the deposit and disposition of the shares of absent heirs on the final settlement of the estates of deceased persons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This is a bill to provide for the deposit and care of the interests of minors after the settlement of estates.

E. S. EGGLESTON, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to amend section 4 of an act entitled " An act to confirm deeds and instruments intended for the conveyance of real estate in either cases, being sections 4253 of the compiled of 1872,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill is intended to make attempted conveyances of real estate, found defective in execution, operate as agreements for conveyance, and when recorded, such record to operate as legal notice to subsequent purchasers and incumbrances.

E. S. EGGLESTON, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the State Prison :

The committee on the State Prison, to whom was referred

A bill to amend section 55, being section 8100, chapter 267 of the compiled laws of 1871, relative to the State Prison, and the government and discipline thereof,

Find that the object of said bill is to provide by law that in certain cases of necessity it shall be within the power of the Inspectors of the State Prison to allow a discharged convict, at the time of his release from Prison, a small sum of money in addition to the amount now authorized by law to be paid by the Agent. The committee believe that the law upon this subject should be amended in accordance with the spirit of the provisions of this bill, but as the bill seems to require amendment, they have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

FAYETTE PARSONS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Walton,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred

A bill to change the boundaries of certain school districts in the townships of Clarence and Sheridan, in the county of Calhoun,

Respectfully report that the object of this bill is to restore a certain part of a district which was set off by act of the Legislature of 1871, to the original district. The part detached has been joined to some other territory, and have built a school-house. There is a sufficient number of scholars in each district for a good school.

The committee have therefore directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

A. K. WARREN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bonine,

The bill was laid on the table.

By the committee on education :

The committee on education, to whom was referred

A bill to legalize the action of the joint board of school inspectors of the townships of Owosso, Bennington, and Caledonia in detaching certain territory from the union school district of Owosso, fractional with Caledonia, and attaching a portion of the same to fractional school district No. 2, of the township of Owosso, fractional with Bennington, and a portion to school district No. 1, fractional of the townships of Owosso, Caledonia, Bennington, and Shiawassee,

Respectfully report that the object sought by the author of this bill is more likely to be attained by the passage of another bill now in possession of the House. The committee have therefore have directed me to report the same back to the House,

without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

A. K. WARREN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bonine,

The bill was laid on the table.

By the committee on education :

The committee on education, to whom was referred

A bill to establish fractional school district No. 1 of the township of Saginaw, in the county of Saginaw,

Respectfully report that the object of this bill is not to change, but to establish the boundaries of the district by act of the Legislature, for fear that at some time the school inspectors of the township may wish to change them. The committee not having this fear before their eyes, and thinking that this would be unwise legislation, have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

A. K. WARREN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bonine,

The bill was laid on the table.

By the committee on education—(minority report:)

The committee on education, to whom was referred

Petitions for, and remonstrances against, the repeal of the law creating the office of county superintendent of schools, have had the same under consideration, and, after carefully reading the reports of the superintendents of public instruction, and also reports of county superintendents, for the years 1869, 1870, and 1871, and knowing the condition of many of our schools, have come to the conclusion that our petitioners have good reason for complaint. Our county superintendents claim to be doing a great work in furnishing a better class of

teachers by raising the standard of qualifications, and creating an increased interest in our public schools. Your committee does not think there has been any more improvement during the six years we have had a county superintendent than during the same length of time under the township system; and nobody is satisfied with the present arrangement. Some of the county superintendents want more help; some want one, some two, and some three assistants; and a large majority of the people evidently want the law repealed. Some of our superintendents want a little more legislation, so as to give the superintendents the power to contract with teachers; also, to prescribe what text books shall be used, leaving the people nothing to do but furnish the money. Mr. Hosford, in his report of 1871, said: "The labors of the county superintendents have never shown more valuable results than during the past year. All who have given any attention to the condition of the schools, freely admit that they were never in so flourishing a condition as they are at the present time." The labor of the superintendents may have been valuable to themselves, but the people do not think they have been any particular benefit to our schools. Now what is to be done? Our petitioners are a class of men who are interested in having good schools; they are the parents of the children; the men who build the school-houses and pay the taxes to support the schools, and this class of men, who are more interested in the education of their own children than any superintendent can be, are the men who ask for the repeal of the law.

Your committee would therefore recommend that the bill now before this House for the repeal of the law creating the office of county superintendent of schools do pass.

All of which is respectfully submitted.

C. D. LUCE,

Minority of Committee.

Report accepted.

By the committee on education:

The committee on education, to whom was referred

A bill to amend section 81, chapter 136, being section 3650 of the compiled laws of 1871, relating to primary schools,

Respectfully report that the object sought is to facilitate the division or change of boundaries of districts lying in two or more townships.

The committee have therefore directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. K. WARREN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred Senate bill No. 80, entitled

A bill to amend section 1 of act 216 of the session laws of 1867, entitled "An act to replat a portion of the village of St. Louis, and to authorize the recording of the same ;"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. J. SPEED, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on ways and means :

The committee on ways and means, to whom was referred

A bill to provide for the deposit and safe keeping of the public money belonging to several counties of the State, and prescribing the duties of treasurers and boards of supervisors and auditors in relation thereto,

Respectfully make the following report :

This bill provides that boards of supervisors in counties where State or National banks are located, and the board of auditors of the county of Wayne may, under certain restrictions, require county treasurers to deposit the funds belonging to such counties in one or more of said banks and receive interest thereon for the benefit of the county to which such funds belong. It is the opinion of the committee that any revenue which can be derived from deposits of moneys belonging to counties should properly go into the treasuries of such counties instead of into the pockets of county officials; and as this bill in the opinion of your committee accomplishes the object desired, they have directed me to report the same back to the House with amendment, and recommend that the amendment be concurred in, and that the bill as amended do pass, and ask to be discharged from the further consideration of the subject.

T. S. COBB, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Priest,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

A bill to amend an act entitled "An act to revise and amend an act entitled an act to incorporate the city of Bay City," approved March 21st, 1865, being act No. 348 of the session laws of this State for the year 1867, as amended by the act amendatory thereof, and to add several new sections thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. J. SPEED, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred Senate bill No. 19, entitled

A bill to provide for the printing and publication of the the Territorial laws of the Territory of Michigan,

Respectfully report the same back to the House, in accordance with its order, and ask to be discharged from the further consideration of the subject.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gilmore,

The bill was referred to the committee on printing.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Joint resolution for the relief of Charles Dutcher,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The proofs of residence which should have been made under the laws of this State were lost, and never reached the State Land Office. This resolution permits proof of a compliance with law to be made now, which should have been made within three months of settlement upon forty acres of swamp land.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the State Prison:

The committee on the State Prison, to whom was referred

A bill relative to convicts in the State Prison,

Have considered the same, and respectfully beg leave to report that the said bill provides—

First, That when the time for the discharge of a convict from the State Prison expires on a day in the latter part of the week, so that if discharged at that time he will be unable to reach his home before the following Sunday, that the Agent may discharge on any day of said week that will give him sufficient time to reach his home before Sunday. It is claimed by the officers of the Prison that in some instances when convicts have been discharged on Friday or Saturday of the week and were unable to get home the same week, they were obliged to use all or nearly all the means allowed them on their discharge in maintaining themselves at Jackson or at some point on the way, and that if thus delayed they are apt to fall into bad company and temptation. This bill is designed to obviate this difficulty.

Second, It authorizes the Inspectors to expend from the earnings of the Prison, means to a limited amount, for the instruction of such of the convicts as may be anxious of receiving the same, in the common branches of a common school education.

Third, It makes provision for the abolition of that useless and unnecessary badge of degradation, the striped dress.

The committee, on careful consideration, believe that the provisions of the bill are just and wise, and should be enacted into law. They have therefore instructed me to report the same back, with a recommendation that it do pass, and ask to be discharged from the further consideration of the subject.

FAYETTE PARSONS, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER, }
Lansing, March 5, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following joint resolution :

Senate joint resolution No. 3, entitled

Joint resolution authorizing the printing of extra copies of the Legislative manual of 1873,

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The joint resolution was read a first and second time by its title, and, referred to the committee on printing.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 5, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill :

Senate bill No. 161, entitled

A bill to incorporate the city of Ionia ;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and, referred to the committee on municipal corporations.

A bill making appropriations for the maintenance of patients at the Michigan Asylum for the Insane, and for certain additions and renewals, and further completion and furnishing of the extension of the Asylum ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. J. BONINE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to provide for the deposit and disposition of the shares of absent heirs on the final settlement of the estates of deceased persons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This is a bill to provide for the deposit and care of the interests of minors after the settlement of estates.

E. S. EGGLESTON, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to amend section 4 of an act entitled " An act to confirm deeds and instruments intended for the conveyance of real estate in either cases, being sections 4253 of the compiled of 1872,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill is intended to make attempted conveyances of real estate, found defective in execution, operate as agreements for conveyance, and when recorded, such record to operate as legal notice to subsequent purchasers and incumbrances.

E. S. EGGLESTON, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the State Prison :

The committee on the State Prison, to whom was referred

A bill to amend section 55, being section 8100, chapter 267 of the compiled laws of 1871, relative to the State Prison, and the government and discipline thereof,

Find that the object of said bill is to provide by law that in certain cases of necessity it shall be within the power of the Inspectors of the State Prison to allow a discharged convict, at the time of his release from Prison, a small sum of money in addition to the amount now authorized by law to be paid by the Agent. The committee believe that the law upon this subject should be amended in accordance with the spirit of the provisions of this bill, but as the bill seems to require amendment, they have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

FAYETTE PARSONS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Walton,

The House concurred in the amendments made to the bill by the committee.

out of order; but called the attention of the House to the question, as being one which might present serious complications.

Mr. Ripley moved to amend the bill by adding at the end of section 1 the following:

“Provided That all lands used for farming purposes, and all woodland included in said corporation by this act, shall not be taxed or assessed for city purposes, unless the same shall have been platted into city or village lots, with the consent of the owners ;”

Which motion prevailed.

Mr. Ripley moved to farther amend the bill by striking out of line 3, section 4, the words, “And the property of school district No. 1, of the township of Spaulding, shall be and become the property of the board of education of said consolidated city;”

Which motion did not prevail.

Mr. Buell moved to reconsider the vote by which the House agreed to the proviso to section 1;

Which motion prevailed.

The question being on amending section 1,

The motion did not prevail.

Mr. Ripley moved to further amend the bill by adding the following, to stand as section 6:

Sec. 6. Any railroad company duly organized under the laws of this State, desiring to pass through any part of the territory hereby annexed to the city of East Saginaw, in case they cannot agree with the corporate authorities of said city, may apply to the circuit judge of the circuit court in which said city is situate, and have these commissioners appointed who shall have power to decide and determine upon what terms and conditions said railroad shall pass through such last mentioned territory or along the streets or alleys thereof, and the manner in which said road shall be operated therein.”

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Gordon,	Mr. Robinson,
Armstrong,	Grant,	Rose,
Bailey,	Haire,	Sanderson.
Bartholomew,	Harris,	Scott,
Bonine,	Haywood,	Sessions,
Bottomley,	Hertzler,	Shaw,
Breitung,	Hewitt,	Simpson,
Briggs,	Hoar,	Smith,
Brunson,	Hosner,	Speed,
Buell,	Howard,	Thomas,
Burns,	Hoyt,	Thompson,
Cady,	Kipp,	Van Scoy,
Carter,	Knapp,	A. Walker,
Chafey,	Lamb,	F. Walker,
Climie,	Lewis,	J. Walker,
Cobb,	Markey,	Walton,
Cook,	E. R. Miller,	Warren,
Curtis,	Mitchell,	C. W. Watkins,
Drew,	Morse,	Welch,
Edwards,	Noyes,	Welker,
Fancher,	Parsons,	West,
Ferguson,	Perry,	Wheeler,
Fey,	Priest,	Withington,
Garvelink,	Remer,	Wixson,
Gilmore,	Rich,	Zimmerman,
Goodrich,		

NAYS.

Mr. Garfield,	Mr. Luce,	Mr. Striker,
Green,	Pierce,	Van Aken,
Greusel,	Ripley,	L. Walker,

Title agreed to.

On motion of Mr. Fey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 110, entitled

A bill to require owners of stallions, kept for breeding purposes, to file a certificate of pedigree with the county clerk for the county or counties in which said stallion is kept,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Fey,	Mr. Parsons,
Armstrong,	Garfield,	Rich,
Bailey,	Gilmore,	Rose,
Bartholomew,	Gordon,	Smith, .
Breitung,	Grant,	Speed,
Briggs,	Haywood,	Thompson,
Buell,	Hewitt,	Van Aken,
Burns,	Hoar,	J. Walker,
Cady,	Hosner,	L. Walker,
Chafey,	Kellogg,	Walton,
Cobb,	Kipp,	Welker,
Drew,	Lamb,	Wheeler,
Edwards,	Morse,	Withington,
Fancher,	Noyes,	Speaker, 42

NAYS.

Mr. Bonine,	Mr. Hoyt,	Mr. Sessions,
Brunson,	Knapp,	Shaw
Carter,	Lewis,	Simpson,
Climie,	Luce,	Striker,
Cook,	Markey,	Thomas,
Curtis,	E. R. Miller,	Van Scoy,
Drake,	Mitchell,	A. Walker,
Ferguson,	Perry,	F. Walker,
Garvelink,	Pierce,	Warren,
Goodrich,	Priest,	C. W. Watkins,
Green,	Remer,	Welch,
Greusel,	Ripley,	West,
Haire,	Robinson,	Wixson,
Hertzler,	Sanderson,	Zimmerman,
Howard,	Scott,	44

Mr. Perry moved that there be a call of the House ;

Which motion did not prevail.

House bill No. 123, entitled

A bill to prohibit fishing with seines, set nets, fykes, or any other species of continuous nets, or with spear in any of the inland lakes of Allegan county, Michigan ;

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Grant moved to amend the bill by inserting in line 3, section 1, after the words "Allegan county," the words "or Washtenaw county ;"

Which motion prevailed.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Greusel,	Mr. Sanderson,	
Bailey,	Haire,	Scott,	
Bartholomew,	Haywood,	Sessions,	
Bonine,	Hertzler,	Shaw,	
Breitung,	Hewitt,	Simpson,	
Briggs,	Hoar,	Smith,	
Brunson,	Hosner,	Speed,	
Burns,	Howard,	Striker,	
Cady,	Hoyt,	Thomas,	
Carter,	Kellogg,	Thompson,	
Chafey,	Kipp,	Van Scoy,	
Climie,	Knapp,	A. Walker,	
Cobb,	Lamb,	F. Walker,	
Cook,	Lewis,	J. Walker,	
Curtis,	Luce,	L. Walker,	
Drake,	Markey,	Walton,	
Drew,	E. R. Miller,	Warren,	
Edwards,	Mitchell,	C. W. Watkins,	
Fancher,	Morse,	Welch,	
Ferguson,	Noyes,	Welker,	
Fey,	Parsons,	West,	
Garfield,	Pierce,	Wheeler,	
Garvelink,	Priest,	Withington,	
Goodrich,	Rich,	Wixson,	
Grant,	Robinson,	Zimmerman,	
Green,	Rose,	Speaker,	80
			0

NAYS.

The question being on agreeing to the title,

On motion of Mr. Hosner,

The title, was amended by striking out the word "county," and inserting in lieu thereof the words "or Washtenaw counties."

The title as amended, was then agreed to.

On motion of Mr. Thomas,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 51, entitled

A bill making an appropriation for the support of the State Agricultural College, to pay the arrearages of the same, to pay the expenses of the State Board of Agriculture, and for buildings and other improvements at the Agricultural College,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Armstrong,
Bailey,
Bartholomew,
Breitung,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Carter,
Chafey,
Climie,
Cobb,
Cook,
Curtis,
Fancher,
Ferguson,
Fey,
Garfield,
Gilmore,

Mr. Gordon,
Grant,
Green,
Haire,
Harris,
Hoar,
Hosner,
Howard,
Kellogg,
Kipp,
Knapp,
Lamb,
Lewis,
Mitchell,
Morse,
Parsons,
Perry,
Priest,
Rich,
Robinson,
Rose,

Mr. Sanderson,
Scott,
Sessions,
Shaw,
Speed,
Thomas,
Thompson,
Van Scoy,
A. Walker,
F. Walker,
L. Walker,
Warren,
Welch,
Welker,
West,
Wheeler,
Withington,
Wixson,
Zimmerman,
Speaker,

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NAYS.

Mr. Bonine,
Bottomley,
Drake,
Drew,
Edwards,
Garvelink,
Goodrich,
Greusel,
Haywood,

Mr. Hertzler,
Hewitt,
Hoyt,
Luce,
Markey,
E. R. Miller,
Noyes,
Pierce,
Remer,

Ripley,
Simpson,
Smith,
Striker,
Van Aken,
J. Walker,
Walton,
C. W. Watkins,

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Title agreed to.

On motion of Mr. Rich,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

The Speaker announced as the special committee to consider the petition of John M. Davis, relative to public lands, Messrs. Eggleston, Dinturff, and Hoyt.

On motion of Mr. Fancher.

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called : quorum present.

Mr. Burns, leave being granted, offered the following :

Resolved, That the use of this hall for Friday evening be given to Hon. James F. Joy, and that he be invited to deliver an address on the general subject of railroads and their importance in aiding in the development and uniting in closer social and business relations the two peninsulas of this State ;
Which was adopted.

Mr. Pierce, leave being granted, offered the following :

Resolved, That we tender the use of this hall to the Rev. Mr. Stalker, of Detroit, this evening, to deliver a lecture ; subject, " What ought American Citizens to do with the Liquor Traffic."

Which was adopted.

The House resumed the order of

THIRD READING OF BILLS.

House bill No. 127, entitled

A bill to amend section 2, chapter 169 of the revised statutes of 1846, relative to " The fees of officers and ministers of justice in criminal cases," being compiler's section 7478, chapter 240, of the compiled laws of 1871 ;

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. J. Walker moved to strike out all after the enacting clause,

Which motion did not prevail.

On motion of Mr. Hoyt,

The bill was recommitted to the committee on judiciary.

House bill No. 128, entitled

A bill to provide for the laying out and constructing a State road in Sanilac county, to be known as the Elmer State road;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Armstrong,
Bonine,
Bottomley,
Breitung,
Briggs,
Brunson,
Buell,
Cady,
Carter,
Chafey,
Climie,
Cobb,
Cook,
Curtis,
Edwards,
Fey,
Garvelink,
Goodrich,
Gordon,
Grant,
Green,

Mr. Greusel,
Haire,
Harris,
Haywood,
Hertzler,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kipp,
Knapp,
Lamb,
Markey,
Mitchell,
Morse,
Noyes,
Parsons,
Perry,
Pierce,
Priest,

Mr. Remer,
Ripley,
Rose,
Scott,
Sessions,
Shaw,
Simpson,
Smith,
Speed,
Striker,
Thompson,
Van Aken,
Van Scoy,
Warren,
Welch,
Welker,
West,
Wheeler,
Withington,
Wixson,
Speaker,

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NAYS.

Mr. Bailey,
Fancher,
Garfield,
Gilmore,
E. R. Miller,

Mr. Robinson,
Sanderson,
A. Walker,
F. Walker,
J. Walker,

Mr. L. Walker,
Walton,
C. W. Watkins,
Zimmerman,

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Title agreed to.

On motion of Mr. Wixson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 46, entitled

A bill to authorize the Saginaw and Genesee plank road company to discontinue certain portions of their road,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Greusel,	Mr. Sanderson,
Armstrong,	Haire,	Scott,
Bonine,	Haywood,	Sessions,
Bottomley,	Hewitt,	Shaw,
Breitung,	Hoar,	Simpson,
Briggs,	Hosner,	Smith,
Brunson,	Howard,	Speed,
Buell,	Hoyt,	Striker,
Burns,	Kellogg,	Thomas,
Cady,	Kipp,	Thompson,
Carter,	Knapp,	Van Aken,
Chafey,	Lamb,	Van Scoy,
Climie,	Lewis,	A. Walker,
Cobb,	Luce,	F. Walker,
Cook,	Markey,	J. Walker,
Curtis,	E. R. Miller,	L. Walker,
Drake,	Mitchell,	Walton,
Drew,	Noyes,	Warren,
Edwards,	Parsons,	C. W. Watkins,
Fancher,	Perry,	Welch,
Fey,	Pierce,	Welker,
Garfield,	Priest,	West,
Garvelink,	Remer,	Wheeler,
Gilmore,	Rich,	Withington,
Goodrich,	Ripley,	Wixson,
Gordon,	Robinson,	Zimmerman,
Grant,	Rose,	Speaker,
Green,		

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NAYS.

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Title agreed to.

On motion of Mr. Fey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The hour having arrived for the

SPECIAL ORDER.

On motion of Mr. J. Walker,

The House went into committee of the whole on the special order,

Mr. Lewis in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report :

The committee of the whole have had under consideration the following entitled bills :

1. House bill No. 94, entitled

A bill to amend sections 11, 77, 79, and 91, and to repeal section 49 of the primary school law, being sections 3592, 3646, 3648, and 3654 of the compiled laws of 1871 ;

2. House bill No. 95, entitled

A bill to amend sections one (1) and fourteen (14) of an act for the relief of school districts, being sections 3713 and 3726 of the compiled laws; and to repeal section 12 of the same, being section 3724 of the compiled laws of 1871 ;

3. House bill No. 96, entitled

A bill to amend section 9 of an act prescribing the duties of the Superintendent of Public Instruction, being section 3476 of the compiled laws of 1871 ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill :

4. House bill No. 97, entitled

A bill to amend section six (6) and sixteen (16) of an act to provide for county superintendents of schools; being act No. 55 of the session laws of 1867, approved March 13th, 1867 ;

But not having gone through therewith, have directed their

chairman to report that fact to the House, and ask leave to sit again.

GEORGE LEWIS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Thomas,

The House concurred in the amendments made to the first and third named bills by the committee, and they were placed on the order of third reading.

On motion of Mr. Briggs,

The House concurred in the amendments made to the second named bill by the committee, and it was placed on the order of third reading.

On motion of Mr. Hoyt,

Leave was granted the committee to sit again in consideration of the last named bill, and

On motion of Mr. Warren,

The following named bills were made the special order for to-morrow at 2:30 P. M.:

1. House bill No. 97, entitled

A bill to amend section six (6) and sixteen (16) of an act to provide for county superintendents of schools; being act No. 55 of the session laws of 1867, approved March 13th, 1867;

2. House bill No. 98, entitled

A bill to amend sections 4, 7, and 9 of an act entitled "An act to provide for county superintendents of schools, and to amend section 91 and to repeal sections 74, 85, 86, 87, 88, 89 and 90, of chapter 78 of the compiled laws," approved March 13th, 1867, and being sections 3759, 3762, and 3764 of the compiled laws of 1871:

3. House bill No. 212, entitled

A bill to repeal the law creating the office of county superintendent of schools;

4. House bill No. 213, entitled

A bill to amend chapter 136 of the compiled laws of 1871, relative to primary schools, by filing blank sections 74, 85, 86, 87, 88, 89, and 90, and to amend section 91 of said act;

5. House bill No. 187, entitled

A bill to define the duties and labors of county superintendents of schools,

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills ;

House bill No. 68, entitled

A bill to detach certain territory from the present township of Torch Lake, in the counties of Otsego and Antrim, and organize the same into a separate township by the name of Central Lake;

House bill No. 118, entitled

A bill to amend sections 1 and 2 of an act No. 365, session laws of 1869, entitled " An act to revise the charter of the village of Chelsea," approved March 30, 1869 ;

House manuscript bill, entitled

A bill to organize the township of Lake, in Benzie county.

C. D. LUCE, *Acting Chairman.*

Report accepted.

Mr. Gordon moved to reconsider the vote by which the House concurred in the passage of

Senate bill No. 51, entitled

A bill making appropriation for the support of the State Agricultural College, to pay the arrearages of the same, to pay the expenses of the State Board of Agriculture, and for buildings and other improvements at the Agricultural College ;

Mr. Bartholomew moved to lay the motion to reconsider on the table.

Mr. Gordon demanded the yeas and nays.

The demand was seconded, and the motion did not prevail, by yeas and nays, as follows :

YEAS.

Mr. Armstrong,
Bartholomew,
Brunson,

Mr. Grant,
Green,
Haire,

Mr. Rich,
Rose,
Sanderson,

Mr. Cady, Carter, Chafey, Cobb, Cook, Curtis, Fancher, Fey, Garfield,	Mr. Harris, Hoar, Kellogg, Kipp, Knapp, Lewis, Morse, Parsons, Priest,	Mr. Sessions, Shaw, L. Walker, Warren, West, Wheeler, Wixson, Zimmerman,
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NAYS.

Mr. Ackley, Bailey, Bonine, Bottomley, Breitung, Briggs, Buell, Burns, Drake, Edwards, Garvelink, Gilmore, Goedrich, Gordon, Greusel, Haywood,	Mr. Hertzler, Hewitt, Howard, Hoyt, Lamb, Luce, Pierce, Perry, Markey, E. R. Miller, Mitchell, Noyes, Remer, Ripley, Robinson,	Mr. Scott, Simpson, Smith, Speed, Striker, Thomas, Van Aken, Van Scoy, A. Walker, J. Walker, Walton, C. W. Watkins, Welch, Welker, Speaker,
		46

Mr. Bartholomew moved that there be a call of the House ;
Which motion prevailed.

Mr. Hertzler moved that the House adjourn ;
Which motion prevailed.

Lansing, Friday, March 7th, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Bryant.

Roll called : quorum present.

Absent without leave : Messrs. Armstrong, Caplis, and Knapp.

Mr. Zimmerman asked and obtained leave of absence for Mr. Knapp indefinitely.

Mr. Howard asked and obtained leave of absence until the 13th inst.

Mr. Striker asked and obtained leave of absence until the 11th inst.

Mr. Curtis asked and obtained leave of absence until the 11th inst.

Mr. Edwards asked and obtained leave of absence until the 11th inst.

Mr. Garfield asked and obtained leave of absence for Mr. Armstrong indefinitely on account of sickness.

Mr. Garvelink asked and obtained leave of absence until the 11th inst.

Mr. Scott moved that Mr. Caplis have indefinite leave of absence ;

Which motion did not prevail.

The question recurring on the question pending at the hour of adjournment yesterday afternoon, viz.,

The motion of Mr. Gordon to reconsider the vote by which the House concurred in the passage of Senate bill No. 51 entitled

A bill making appropriation for the support of the State Agricultural College, to pay the arrearages of the same, to pay the expenses of the State Board of Agriculture, and for buildings and other improvements at the Agricultural College ;

The motion prevailed.

Mr. Hoyt moved to lay the bill on the table ;

Which motion did not prevail.

Mr. Thomas moved that the bill be referred to the committee of the whole, and placed on the general order ;

Which motion did not prevail.

Mr. Welker moved that the bill be laid on the table ;

Which motion prevailed.

PRESENTATION OF PETITIONS.

By Mr. Haywood: Petition of Dr. Mullerweis and 78 others, for the repeal of the prohibitory liquor law, etc. ;

Also: Petition of G. Pack and 38 others, for the same purpose ;

Also: Petition of J. Bryan and 37 others, for the same purpose ;

Referred to the committee on State affairs.

By Mr. Withington: Remonstrance of John Watts and 41 others against the bill to define and regulate the powers of the board of public works of the city of Jackson ;

Also: Remonstrance of A. W. Parkhurst and 86 others, on the same subject ;

Referred to the committee on municipal corporations.

By Mr. Hoar: Petition of A. Ruhl and 115 others of Houghton county, for an amendment to the constitution permitting a license law ;

Referred to the committee on State affairs.

By Mr. Sessions: Petition of A. B. Morse and 252 others, for the passage of Senate bill for the incorporation of the city of Ionia ;

Referred to the committee on municipal corporations.

By Mr. Warren: Remonstrance of Dr. C. W. Haze and 21 others, against the repeal of the county superintendency system ;

Referred to the committee on education.

By Mr. Warren: Petition of E. Squier and 55 others, for amendments to the prohibitory liquor law ;

Also: Petition of J. Herriman and 29 others, for the same purpose ;

Referred to the committee on State affairs.

By Mr. Welker: Memorial of C. W. Crocker and 14 others, for amendments to the insurance law ;

Also: Memorial of Hon. H. C. Lewis, on the same subject ;

Referred to the committee on insurance.

The following is the memorial :

Union City, Mich., Feb. 24, 1873.

HON. E. J. WELKER, *Lansing, Mich.* :

DEAR SIR—We respectfully call your attention to section 9, chapter 45, page 558, Vol. I. of the compiled laws of Michigan, 1871, relating to a specific tax of three per cent on gross amount of premiums received by foreign insurance companies doing business in the State.

Many of the leading insurance companies feel that this tax is onerous and unjust, as it compels them to pay to the State for the privilege of taking risks, even when business is done at a loss. If the tax was based upon the profits the companies receive in the State, it would seem more equitable.

Most of the business of the State depends upon protection against loss or damage by fire from companies out of the State, and such companies as are directly effected by this tax. We, as business men, do not wish to bring upon ourselves higher rates of insurance, or by tax or otherwise discourage those companies from doing business in the State that have safely carried us through fire.

Will you please give this immediate attention, and use your influence with the present Legislature to repeal the section referred to, or modify it by a reduction of rate, or, what would be more acceptable to the business and insurance interests of the State, a change to a tax on profits which insurance companies may derive from doing business in this State.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to amend section 23 of chapter 163 of the revised statutes of 1846, being section 7865, in chapter 259 of the compiled laws, entitled "The arrest and examination of offenders, commitment for trial, and taking bail,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to

the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The only change proposed in this bill is a verbal one, striking out county and inserting circuit judge.

HENRY A. SHAW, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary,

The committee on judiciary, to whom was referred

A bill to provide upon the sale of lands, whether by levy, mortgage, judgment, or decree, for the discharge of the same from the records of the register of deeds,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill authorizes officers who can receive money in satisfaction of judgments and mortgages to discharge the same of record.

HENRY A. SHAW, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary to whom was referred

A bill to amend chapter 67 of the revised statutes of 1846, being chapter 153 of the compiled laws of 1871, by adding a new section thereto to stand as section 14,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass,

and ask to be discharged from the further consideration of the subject.

This bill changes the law of descent between husbands and wives, where property came by gift of the one to the other, and provides that in such cases the property shall return to the survivor.

H. A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to authorize attorneys and counsellors at law of this State to administer oaths and take acknowledgments of deeds,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill is believed to provide greater facilities to the public in the execution of legal papers, and will tend to diminish the costs and expenses to the parties interested therein.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to amend an act to provide for fees of appraisers commissioners and others, the same being section 7449 of chapter 239 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and and recommend that it do

pass, and ask to be discharged from the further consideration of the subject.

The bill increases the fees from one to two dollars per day, and in like proportion for each half day, and it increases mileage from 4 to 6 cents.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on private corporations:

The committee on private corporations, to whom was referred

A bill fixing the price of gas made by gas-light companies, and determining the quality thereof,

Respectfully report they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The object of this bill is to provide for fixing, by the proper authorities of cities and villages, the price to be charged for gas by gas-light companies, and to provide inspectors of the same.

E. S. EGGLESTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on private corporations:

The committee on private corporations, to whom was referred

A bill to amend sections 1 and 6 of an act entitled "An act to authorize the formation of gas-light companies," approved February 12, 1855, and to add a new section thereto, to stand as section No. 14,

Respectfully report that they have had the same under con-

sideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The object of this bill is to diminish the amount of capital stock required to organize gas companies, and to allow them the right to elect as many directors as they may choose.

E. S. EGGLESTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on private corporations and on State Prison :

The committee on private corporations and on State Prison, to whom was referred Senate bill No. 76, entitled

A bill to amend an act entitled "An act to authorize the formation of companies for the detection and apprehension of horse thieves and other felons, and defining their powers,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The object of this bill is to allow an increase of the number of associators and make the association a judge of the qualification of its own members.

FAYETTE PARSONS,

Chairman of Committee on State Prison.

E. S. EGGLESTON,

Chairman of Committee on Private Corporations.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on private corporations :

The committee on private corporations, to whom was referred Senate bill No. 156, entitled,

A bill to authorize the consolidation of the Young Men's Association of East Saginaw and the Ladies' Library Association of East Saginaw into one corporation, to be called the Library Association of East Saginaw, Mich.,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. S. EGGLESTON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on private corporations :

The committee on private corporations, to whom was referred

Senate bill No. 59, entitled

A bill to amend section 1 of chapter 109, entitled "An act to provide for the incorporation of institutions of learning," being section 3134 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The object of this bill is to reduce the amount of capital necessary to organize a corporation for college and seminary purposes.

E. S. EGGLESTON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on insurance :

The committee on insurance, to whom was referred Senate bill No. 116, entitled

A bill to further amend section 6 of act number 92 of the session laws of 1871, entitled "An act to amend sections 6; 24, 26, 28, 29, 31, 33, and 34, of act number 136 of session laws of 1869, entitled 'An act relative to the organization and powers of fire and marine insurance companies transacting business within this State,'" approved April 3, 1869, and to add two new sections thereto to stand as sections 40 and 41, approved April 12, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The only change in the law is to allow companies to make the shares as low as twenty-five dollars. As it now is, companies cannot issue shares less than fifty dollars each.

C. W. WATKINS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

A bill to amend an act to incorporate the village of Fowlerville, in the county of Livingston, and to define the boundaries thereof," approved April 15, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. J. SPEED, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Speed,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Speed,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on printing:

The committee on printing, to whom was referred Senate bill No. 52, entitled

A bill to amend an act entitled "An act to provide for the publication of lists of claims allowed by the board of county auditors for the county of Wayne," being act number 458 of the session laws of 1871, approved April 15, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment and recommend that it do pass, and ask to be discharged from the further consideration the subject.

The object of this bill is to establish a positive time for the first publication of claims, and to establish the compensation for the same, and the number of papers in which the same shall be published, all of which your committee believe should be embodied in the law.

I. A. FANCHER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committees on ways and means and printing:

The committees on ways and means and printing, to whom was referred, jointly, Senate bill No. 89, entitled

A bill to amend sections 1 and 3 of an act No. 163 of the session laws of 1851, entitled "An act to provide for letting to contract the furnishing of fuel and stationery for the use of the State; also the State printing and binding," approved June 24th, 1851, being sections 292 and 294, chapter 7 of compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The object of this bill is to change the time of letting the contract from November to June, so that parties bidding may have an opportunity to prepare for the printing and furnishing, as required by such contract, before the sessions of the Legislature.

I. A. FANCHER, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to amend sections 31 and 40 of chapter 21 of the compiled laws of 1871, a reference to assessment of property, and for the collection and return of taxes thereon," being sections 997 and 1006,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it be referred to the committee on ways and means, and ask to be discharged from the further consideration of the subject.

JOHN J. SPEED, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Speed,

The bill was referred to the committee on ways and means.

By the committee on State affairs :

The committee on State affairs, to whom was referred Senate bill No. 111, entitled

A bill to amend section 543 of the compiled laws of 1871, relating to the duties of county clerks ;

Respectfully report that they have had the same under con-

sideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The proposed amendment being to make it the duty of county clerks to transmit to the Secretary of State the names and postoffice addresses of the township and city clerks and supervisors, with the names of their respective townships and cities.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred

A bill requiring notaries public to provide a notarial seal, and to impress the same on all papers signed by them officially,

Have had the same under consideration. The office of notary is sought usually for convenience rather than profit. A seal would in most cases, it is believed, cost more money than the office would be worth. The office would, therefore, in most cases, be declined, and inconvenience would be the result ; and yet the committee are unable to see wherein a sealed certificate of acknowledgment, or a sealed jurat, would be any better than one without a seal. The time has passed for a seal to add solemnity to any transaction, or give dignity to any instrument.

The committee have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cady,

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to prevent hunting with fire-arms, dogs, or otherwise, on any enclosed lands or premises in this State, without the consent of the owner of such land or premises,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public health:

The committee on public health, to whom was referred

A bill to provide for the formation of medical societies and define their powers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The object of this bill is, perhaps, sufficiently indicated in its title. It is intended to prevent the practice of medicine by unauthorized and irresponsible persons.

I. H. BARTHOLOMEW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was recommended

House bill No. 90, entitled

A bill to amend sections 79, 80, 81 and 120 of an act entitled "An act to provide for a uniform assessment of property, and

for the collection and return of taxes thereon," approved April 6, 1869, being sections 1045, 1046, 1047, and 1086 of chapter 21 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and in obedience to instructions from the House report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. B. GRANT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Priest,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, March 6, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following joint resolution:

Senate joint resolution No. 4, entitled

Joint resolution proposing an amendment to section 1, article 9 of the constitution of the State, relative to salaries;

Which has passed the Senate by a two-thirds voto of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 6, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bills:

House manuscript bill, entitled

A bill to amend “An act to amend an act to incorporate the city of Ann Arbor,” approved March 23, 1867; and also an act amendatory thereto, approved March 18, 1871;

House bill No. 114, entitled

A bill to discontinue that portion of a certain State road known as the “Grand Rapids and Greenville State road,” running across the southwest quarter of section twenty-two in township No. 9 north, of range No. 10 west;

House bill No. 120, entitled

A bill to amend section 20 of act No. 372, laws of 1867, entitled “An act to revise the charter of the city of Flint,” approved March 20, 1867; section 22 of said act 372 as amended by section 1 of act No. 21, laws of 1872, approved April 28, 1872, and section 36 of said act 372, as amended by act No. 228, laws of 1871, approved March 18, 1871;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The several named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 6, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 151 entitled

A bill to amend sections 1, 4, 7, 16, 17, 20, 22, 29, 32, 34, 38, and 39 of "An act to incorporate the city of Hastings," approved March 11th, 1871, and to add two new sections thereto to stand as sections No. 49 and 50 ;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The Speaker also announced the following :

SENATE CHAMBER, {
Lansing, March 6, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills :

Senate bill No. 73, entitled

A bill to provide for the appointment of two professors of homeopathy in the department of medicine of the University of Michigan ;

Senate bill No. 133, entitled

A bill directing the county clerks in each of the counties of this State to furnish uniform ballots on constitutional amendments, and for the election of justices of the Supreme Court and regents of the University ;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and

Mr. Hoyt moved that the bill be referred to the committee of the whole, and placed on the general order;

Which was withdrawn.

The bill was then referred to the committee on University and Normal School.

The second named bill was read a first and second time by its title, and referred to the committee on elections.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 6, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill :

Senate bill No. 36, entitled

A bill to amend section 5 of chapter 250, entitled “Offenses against the public health,” being section 7730 of the compiled laws of 1871 ;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on public health.

THIRD READING OF BILLS.

Senate bill No. 28, entitled

A bill to amend section 166 of an act entitled “An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon,” approved April 6th, 1869, being section 1132 of the compiled laws of 1871,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Bartholomew,
Brunson,
Buell,
Burns,
Cady,
Cobb,
Cook,

Mr. Drew,
Fancher,
Gilmore,
Grant,
Hoyt,
Lewis,

Mr. Noyes,
Parsons,
Rich,
Rose,
L. Walker,
Walton,

19

NAYS.

Mr. Ackley,
Bailey,
Bonine,
Bottomley,
Briggs,
Carter,
Chafey,
Drake,
Edwards,
Fey,
Garfield,
Goodrich,
Gordon,
Green,
Greusel,
Haire,
Haywood,
Hertzler,
Hewitt,

Mr. Hoar,
Hosner,
Howard,
Kellogg,
Kipp,
Lamb,
Luce,
Markey,
E. R. Miller,
Mitchell,
Morse,
Perry,
Pierce,
Priest,
Remer,
Ripley,
Robinson,
Sanderson,
Sessions,

Mr. Shaw,
Simpson,
Smith,
Speed,
Thomas,
Thompson,
Van Scoy,
A. Walker,
F. Walker,
J. Walker,
Warren,
Welch,
Welker,
West,
Wheeler,
Withington,
Zimmerman,
Speaker,

56

House bill No. 137, entitled

A bill to amend sections 4, 48, and 61, of act No. 459 of the laws of 1869, being an act to incorporate the city of Big Rapids, and section 32 of act No. 241 of the session laws of 1871, amendatory thereof,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Rose moved to amend section 1 by striking out the word "four" in the first line ; also, by adding in the third line, after the word "section," the words "four and ;" also, by making said word "section" in the plural number, by adding the letter "s" thereto ;

Which motion prevailed.

Mr. Rose moved to farther amend the bill by adding at the end of section 61 the following:

“To appropriate money, or to fix or change the salary of any city officer, or to authorize the issuing of an order for the payment of any claim, bill, or account audited by the common council, a majority vote of all the aldermen elect, or of four aldermen and the mayor—the mayor voting only in case of a tie—shall be necessary ;”

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Harris,	Mr. Sanderson,
Bailey,	Haywood,	Scott,
Bonine,	Hewitt,	Sessions,
Bottomley,	Hoar,	Shaw,
Briggs,	Hosner,	Simpson,
Brunson,	Howard,	Smith,
Buell,	Hoyt,	Speed,
Burns,	Kellogg,	Thomas,
Cady,	Kipp,	Thompson,
Carter,	Lamb,	Van Aken,
Chaffey,	Luce,	Van Scoy,
Cobb,	Markey,	A. Walker,
Drake,	E. R. Miller,	F. Walker,
Drew,	Mitchell,	J. Walker,
Edwards,	Morse,	L. Walker,
Eggleston,	Noyes,	Walton,
Fancher,	Parsons,	Warren,
Fey,	Perry,	Welker,
Garfield,	Pierce,	West,
Gilmore,	Priest,	Wheeler,
Goodrich,	Remer,	Withington,
Green,	Ripley,	Zimmerman,
Greusel,	Rose,	Speaker,
Haire,		

70

NAYS.

0

The question being on agreeing to the title,

On motion of Mr. Rose,

The title was amended so as to read as follows:

A bill to amend sections 48 and 61 of act No. 459 of the

laws of 1869, the same being an act to incorporate the city of Big Rapids, and sections 4 and 32 of act No. 241 of the session laws of 1871, amendatory thereof.

The title as amended was then agreed to.

On motion of Mr. Rose,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 138, entitled

A bill to amend section 20 of act No. 496 of the laws of 1867, entitled "An act to revise and amend the charter of the city of Saginaw," approved February 5th, 1859;" approved March 27th, 1867, as amended by act No. 224 of the laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Haire,	Mr. Scott,
Bailey,	Harris,	Sessions,
Bonine,	Haywood,	Shaw,
Bottomley,	Hertzler,	Simpson,
Briggs,	Hewitt,	Smith,
Brunson,	Hoar,	Speed,
Burns,	Hosner,	Thomas,
Cady,	Howard,	Thompson,
Carter,	Hoyt,	Van Aken,
Chafey,	Kellogg,	Van Scoy,
Cobb,	Kipp,	A. Walker,
Cook,	Lamb,	F. Walker,
Drake,	Lewis,	L. Walker,
Drew,	Markey,	Walton,
Edwards,	E. R. Miller,	Warren,
Eggleston,	Mitchell,	Welch,
Fancher,	Morse,	Welker,
Fey,	Parsons,	West,
Gilmore,	Priest,	Wheeler,
Goodrich,	Remer,	Withington,
Gordon,	Ripley,	Zimmerman,
Green,	Rose,	Speaker,
Greusel,	Sanderson,	

68

NAYS.

0

Title agreed to.

On motion of Mr. Ripley,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 140, entitled

A bill to repeal section 13 of an act entitled "An act for the relief of school districts," approved February 7, 1855, being section 3725 of chapter 136, of the compiled laws of 1871 ;

Being under consideration,

On motion of Mr. Bailey,

The bill was laid on the table.

House bill No. 141, entitled

A bill to amend section 31 of chapter 136, being section 3611 of the compiled laws of 1871, relating to primary schools,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Bottomley,
Briggs,
Brunson,
Burns.
Cady,
Carter,
Chafey,
Cobb,
Cook,
Drake,
Drew,
Edwards,
Eggleston,
Fancher,
Fey,
Garfield,
Gilmore,
Goodrich,
Gordon,
Grant,
Green,

Mr. Greusel,
Haire,
Harris,
Haywood,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Lewis,
Markey,
E. R. Miller,
Mitchell,
Morse,
Noyes,
Parsons,
Pierce,
Priest,
Remer,
Rich,
Ripley,
Robinson,
Rose,

Mr. Sanderson,
Scott,
Sessions,
Shaw,
Simpson,
Smith,
Speed,
Thomas,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
F. Walker,
J. Walker,
Walton,
Warren,
Welch,
Welker,
West,
Wheeler,
Withington,
Zimmerman,
Speaker,

72

NAYS.

0

Title agreed to.

On motion of Mr. Warren,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 142, entitled

A bill to amend section 2 of chapter 10, section 12 of chapter 12, and sections 2 and 6 of chapter 13, of act No. 452 of the session laws of 1869, being "An act to amend and revise an act entitled an act to revise the charter of the city of Port Huron," approved April 5, 1869,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Greusel,	Mr. Sanderson,	
Bailey,	Haire,	Scott,	
Bonine,	Haywood,	Sessions,	
Bottomley,	Hertzler,	Shaw,	
Briggs,	Hewitt,	Simpson,	
Brunson,	Hoar,	Smith,	
Buell,	Hosner,	Speed,	
Burns,	Howard,	Thomas,	
Cady,	Hoyt,	Thompson,	
Carter,	Kellogg,	Van Aken,	
Chafey,	Kipp,	Van Scoy,	
Cobb,	Lewis,	A. Walker,	
Cook,	Luce,	F. Walker,	
Drake,	Markey,	J. Walker,	
Drew,	E. R. Miller.	L. Walker,	
Edwards,	Mitchell,	Walton,	
Eggleston,	Morse,	Warren,	
Fancher,	Parsons,	Welch,	
Garfield,	Pierce,	Welker,	
Gilmore,	Priest,	West,	
Goodrich,	Remer,	Wheeler.	
Gordon,	Rich,	Withington,	
Grant,	Ripley,	Zimmerman,	
Green,	Rose,	Speaker,	72

NAYS.

0

Title agreed to.

On motion of Mr. Howard,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 144, entitled

A bill to amend sections six (6) and fifteen (15) of an act relative to the formation of mining companies, approved February 5, 1853, and section six (6) of an act supplementary to the foregoing act, approved February 6, 1855, being sections two thousand eight hundred and forty-one (2841), two thousand eight hundred and fifty (2850), and two thousand eight hundred and seventy (2870), of chapter ninety-five (95), of the compiled laws of 1871,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Briggs moved to amend section 15 of the bill by striking out all after the word "acres" in line 7, to and including the the word "Peninsula" in the eighth line, and inserting in lieu thereof the following: "Except in the case of corporations engaged in manufacturing iron or steel in the Upper Peninsula, which corporations may own real estate not to exceed in amount fifty thousand acres ;

Which motion did not prevail.

On motion of Mr. Buell,

The vote by which the House refused to agree to the amendment was reconsidered ;

The motion to amend then prevailed.

On motion of Mr. Breitung,

The bill was further amended by inserting after the word "thousand," in line 7 of section 6, the words, "shares of the par value of twenty-five dollars each."

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Breitung,
Briggs,

Mr. Gordon,
Grant,
Green,
Greusel,
Haire,
Harris,
Haywood,

Mr. Ripley,
Robinson,
Rose,
Sanderson,
Scott,
Shaw,
Simpson,

Mr. Brunson,	Mr. Hertzler,	Mr. Smith,	
Buell,	Hewitt,	Thomas,	
Burns,	Hoar,	Thompson,	
Cady,	Hosner,	Van Aken,	
Carter,	Howard,	Van Scoy,	
Chafey,	Hoyt,	A. Walker,	
Climie,	Kellogg,	F. Walker,	
Cobb,	Kipp,	J. Walker,	
Cook,	Lewis,	Walton,	
Drake,	Markey,	Warren,	
Drew,	E. R. Miller,	Welch,	
Edwards,	Mitchell,	Welker,	
Eggleston,	Morse,	West,	
Fancher,	Parsons,	Wheeler,	
Ferguson,	Perry,	Withington,	
Fey,	Pierce,	Wixson,	
Garfield,	Priest,	Zimmerman,	
Gilmore,	Remer,	Speaker,	77
Goodrich,	Rich,		
	NAYS.		0

Title agreed to.

On motion of Mr. Breitung,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 94, entitled

A bill to amend sections 11, 77, 79, and 91, and to repeal section 49, of the primary school law, being sections 3592, 3646, 3648, and 3654 of the compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows.

YEAS.

Mr. Ackley,	Mr. Greusel,	Mr. Rose,
Bartholomew,	Haire,	Sanderson,
Bonine,	Harris,	Scott,
Bottomley,	Haywood,	Shaw,
Breitung,	Hertzler,	Simpson,
Briggs,	Hewitt,	Smith,
Brunson,	Hoar,	Speed,
Burns,	Hosner,	Thomas,
Cady,	Howard,	Thompson,
Carter,	Hoyt,	Van Aken,
Chafey,	Kellogg,	Van Scoy,

Mr. Climie,
Cobb,
Cook,
Drake,
Drew,
Eggleston,
Fancher,
Ferguson,
Fey,
Garfield,
Goodrich,
Gordon,
Grant,
Green,

Mr. Kipp,
Lamb,
Lewis,
E. R. Miller,
Mitchell,
Morse,
Parsons,
Perry,
Pierce,
Priest,
Remer,
Rich,
Ripley,
Robinson,

Mr. A. Walker,
F. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
Welker,
West,
Wheeler,
Withington,
Wixson,
Zimmerman,
Speaker,

74

NAYS.

Mr. Markey,

1

The question being on agreeing to the title,

On motion of Mr. Grant,

The title was amended so as to read as follows :

A bill to amend sections 77 and 91 of the primary school law, being sections 3646 and 3654 of the compiled laws of 1871.

The title, as amended, was then agreed to.

House bill No. 95, entitled

A bill to amend sections one and fourteen of an act for the relief of school districts, being sections 3713 and 3726 of the compiled laws; and to repeal section 12 of the same, being section 3724 of the compiled laws of 1871,

Was read a third time, and, pending the taking of the vote on the passage thereof,

On motion of Mr. Hoyt,

The further consideration of the bill was indefinitely postponed.

House bill No. 96, entitled

A bill to amend section 9 of an act prescribing the duties of the Superintendent of Public Instruction, being section 3476 of the compiled laws of 1871 ;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Breitung,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Carter,
Chafey,
Climie,
Cobb,
Drake,
Drew,
Edwards,
Eggleston,
Fancher,
Ferguson,
Fey,
Garfield,
Gilmore,
Goodrich,
Gordon,

Mr. Green,
Greusel,
Haire,
Harris,
Haywood,
Hertzler,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Kipp,
Lamb,
Lewis,
Markey,
E. R. Miller,
Mitchell,
Morse,
Noyes,
Parsons,
Perry,
Pierce,
Priest,
Remer,
Ripley,

Mr. Robinson,
Rose,
Sanderson,
Scott,
Shaw,
Simpson,
Smith,
Thomas,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
F. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
Welch,
Welker,
West,
Wheeler,
Withington,
Wixson,
Zimmerman,
Speaker,

77

NAYS.

Mr. Cook,

1

Title agreed to.

House manuscript bill, entitled

A bill to amend an act to incorporate the village of Fowler-ville, in the county of Livingston, and to define the boundaries thereof, approved April 15, 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,

Mr. Gilmore,
Goodrich,
Grant,
Green,

Mr. Rose,
Sanderson,
Scott,
Shaw,

Mr. Breitung,	Mr. Haire,	Mr. Simpson,
Brunson,	Harris,	Smith,
Burns,	Haywood,	Speed,
Cady,	Hoar,	Thomas,
Carter,	Hosner,	Thompson,
Chafey,	Kipp,	Van Scoy,
Climie,	Lewis,	A. Walker,
Cobb,	Morse,	F. Walker,
Cook,	Noyes,	L. Walker,
Drew,	Parsons,	Walton,
Edwards,	Perry,	Warren,
Eggleston,	Pierce,	West,
Fancher,	Priest,	Wheeler,
Ferguson,	Remer,	Withington,
Fey,	Rich,	Wixson,
Garfield,	Robinson,	Zimmerman, 60

NAYS.

Mr. Bottomley,	Mr. Hoyt,	Mr. Van Aken,
Buell,	Kellogg,	Welker,
Greusel,	Markey,	8

The question being on agreeing to the title,

Mr. Speed moved to amend the title so as to read as follows :

“ A bill to re-incorporate the village of Fowlerville ; ”

Which motion prevailed.

The title, as amended, was then agreed to.

On motion of Mr. E. R. Miller,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called : quorum present.

MOTIONS AND RESOLUTIONS.

Mr. West moved to discharge the committee of the whole from the further consideration of House bill No. 192, entitled
A bill to provide for the appointment of two professors of

homeopathy in the department of medicine of the University of Michigan;

Which motion prevailed.

On motion of Mr. West,

The bill was laid on the table.

Mr. Haire offered the following :

Resolved, That Hon. E. S. Eggleston be and is hereby invited to deliver his lecture entitled "Spain and its people as I saw them," in this hall, at such time during this session as he may designate ;

Which was adopted.

Mr. Fancher moved to discharge the committee of the whole from the further consideration of House bill No. 174, entitled

A bill to repeal act No. 489 of the session laws of 1871, being an act to lay out and establish a State road in the counties of Midland and Gladwin, and to appropriate certain non-resident highway taxes for the construction thereof ;

Which motion prevailed.

On motion of Mr. Fancher,

The bill was placed on the order of third reading.

Mr. Fancher moved to discharge the committee of the whole from the further consideration of House bill, No. 175, entitled

A bill to repeal act No. 419 of the session laws of 1871, being an act to provide for the laying out and constructing a State road in Isabella county ;

Which motion prevailed.

On motion of Mr. Fancher,

The bill was placed on the order of third reading.

Mr. Fey moved to discharge the committee of the whole from the further consideration of Senate bill No. 156, entitled

A bill to provide for the consolidation of the Young Men's Association of East Saginaw and the Ladies' Library Association of East Saginaw into one corporation, to be called the Library Association of East Saginaw, Mich. ;

Which motion prevailed.

On motion of Mr. Fey,

The bill was placed on the order of third reading.

Mr. Morse moved to discharge the committee of the whole from the further consideration of

Senate bill No. 80, entitled

A bill to amend section 1 of act 216 of the session laws of 1867, entitled "An act to replat a portion of the village of St. Louis, and to authorize the recording of the same ;"

Which motion prevailed.

On motion of Mr. Morse,

The bill was placed on the order of third reading.

Mr. Lamb moved to take from the table

A bill to establish and construct a State road to be known as the Imlay and Goodland State road.

On motion of Mr. Lamb,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Bailey moved to take from the table

A bill to incorporate the village of Byron ;

Which motion prevailed.

On motion of Mr. Bailey,

The bill was referred to the committee on municipal corporations.

Mr. Fancher moved to take from the table

A bill to amend an act entitled "An act to incorporate the village of Midland City ;

Which motion prevailed,

On motion of Mr. Fancher,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Ferguson moved to discharge the committee of the whole from the further consideration of Senate bill No. 81, entitled

A bill to organize the township of Wilson, in the county of Kalkaska ;

Which motion prevailed.

On motion of Mr. Ferguson,

The bill was placed on the order of third reading.

Mr. E. R. Miller moved to take from the table House bill No. 99, entitled

A bill to establish a Board of Commissioners to increase the product of the fisheries, and to make an appropriation therefor;

Which motion prevailed.

On motion of Mr. E. R. Miller,

The bill was placed on the order of third reading.

UNFINISHED BUSINESS.

Being the consideration of the report of the committee of the whole relative to

Senate bill No. 47, entitled

A bill to amend sections 2 and 6, and to repeal section 9 of an act entitled "An act to establish an Insurance Bureau," approved April 13, 1871, being sections 1674, 1678, and 1681 of the compiled laws of 1871,

To which the committee had made several amendments, and on which Mr. Bartholomew had demanded a division of the question,

The question pending was on concurring in the amendment made by the committee in striking out of line 6, section 2, the words "twenty-four," and inserting the word "twenty" in lieu thereof.

Mr. Bartholomew had demanded the yeas and nays.

The question being stated by the Speaker,

Mr. Thomas moved to lay the bill on the table,

Which motion did not prevail.

Mr. Caplis moved to reconsider the vote by which the House refused to lay the bill on the table,

Which motion did not prevail.

The roll was then called by the Clerk, and the amendment was concurred in, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Carter,
Chafey,
Cobb,
Cook,
Drake,
Drew,
Edwards,
Fancher,
Ferguson,
Garfield,

Mr. Goodrich,
Gordon,
Grensel,
Haywood,
Hertzler,
Hewitt,
Hoyt,
Kellogg,
Kipp,
Lamb,
Lewis,
Luce,
E. R. Miller,
Mitchell,
Morse,
Noyes,
Parsons,
Perry,
Pierce,

Mr. Priest,
Remer,
Rich,
Ripley,
Robinson,
Sanderson,
Scott,
Sessions,
Simpson,
Smith,
Thomas,
Van Scoy,
J. Walker,
Walton,
Warren,
Welch,
Welker,
West,
Withington, 57

NAYS.

Mr. Caplis,
Fey,
Gilmore,
Green,
Haire,

Mr. Hoar,
Hosner,
Markey,
Speed,
Thompson,

Mr. A. Walker,
F. Walker,
L. Walker,
Wheeler,
Zimmerman, 15

The question being on concurring in the second amendment made by the committee in striking out in line 12, section 2, the word "fifteen," and inserting the word "twelve,"

The amendment was concurred in.

The question being on concurring in the third amendment made by the committee, by striking out in line 14, section 2, all after the word "annum," all of line 15, and all of line 16 up to and including the word "employe,"

The amendment was concurred in.

The hour having arrived for the

SPECIAL ORDER.

On motion of Mr. Hosner,

The House went into committee of the whole on the special order,

Mr. Lewis in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report :

The committee of the whole have had under consideration the following entitled bills :

House bill No. 97, entitled

A bill to amend sections 6 and 16 of an act to provide for county superintendents of schools, being act No. 55 of the session laws of 1867, approved March 13, 1867 ;

House bill No. 98, entitled

A bill to amend sections 4, 7, and 9 of an act entitled " An act to provide for county superintendents of schools, and to amend section 91, and to repeal sections 74, 85, 86, 87, 88, 89, and 90, of chapter 78 of the compiled laws," approved March 13, 1867, and being sections 3759, 3762, and 3764 of the compiled laws of 1871 ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills :

House bill No. 212, entitled

A bill to repeal the law creating the office of county superintendent of schools ;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

The committee not having considered the last two bills on the special order, viz.:

House bill No. 213, entitled

A bill to amend chapter 136 of the compiled laws of 1871, relative to primary schools, by filling blank sections 74, 85, 86, 87, 88, 89, and 90, and to amend section 91 of said act ;

House bill No. 187, entitled

A bill to define the duties and labors of county superintendent of schools,

Ask leave to sit again for their consideration.

GEORGE LEWIS, *Chairman.*

Report accepted.

On motion of Mr. Cady,

The House concurred in the amendments made to the two first mentioned bills by the committee, and they were placed on the order of third reading.

The third named bill was placed on the order of third reading.

On motion of Mr. Brunson,

Leave was granted the committee to sit again, and the two last named bills were made the special order for Wednesday next at 2:30 P. M.

Mr. Speed moved to reconsider the vote by which the House refused to concur in the passage of Senate bill No. 28, entitled

A bill to amend section 166 of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6th, 1869, being section 1132 of the compiled laws of 1871 ;

Which motion prevailed.

On motion of Mr. Speed,

The bill was recommitted to the committee on ways and means.

The Speaker called the Speaker *pro tem.* to the chair.

MESSAGES FROM THE SENATE.

The Speaker *pro tem.*, by unanimous consent, announced the following :

SENATE CHAMBER, }
Lansing, March 7, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 39, entitled

A bill to authorize the board of water commissioners of the city of Detroit to borrow money for the purpose of extending and improving the water-works of said city :

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The committee on rules and joint rules reported as follows :

The committee on rules and joint rules, to whom was referred a resolution instructing them "to report such a substitute for rule 30 of this House as in their judgment shall provide for the putting of the previous question in the usual manner," respectfully report that they have had the same under consideration, and beg leave to submit the following substitute :

RULE 30. The previous question shall only be admitted when demanded by a majority of the members present. On a motion for the previous question the Speaker shall say, "It requiring a majority of the members present to support the demand, as many as will second the motion will rise."

If a majority of those present rise, the previous question shall be thereby seconded, and the question shall then be, "Shall the main question be now put?" On a motion for the previous question and prior to seconding the same, a call of the House shall be in order, or the yeas and nays may be demanded ; but after a majority shall have ordered the main question, no call or motion shall be in order prior to a decision of the same. The effect of the previous question shall be to put an end to all debate, and bring the House to a direct vote upon a motion to commit, if such motion shall have been made ; and if this motion does not prevail

then upon pending amendments, and then upon the main question. When a motion to reconsider is taken under the operation of the previous question, and is decided in the affirmative, the previous question shall have no operation upon the question to be reconsidered. If the House shall refuse to order the main question, the consideration of the subject shall be resumed as though no motion for the previous question had been made.

A. D. GILMORE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Ripley,

The new rule reported by the committee was laid on the table.

Mr. Briggs asked and obtained leave of absence indefinitely on account of sickness.

Mr. Bailey asked and obtained leave of absence indefinitely on account of sickness.

Mr. Van Scoy asked and obtained leave of absence until Tuesday next.

Mr. Hewitt asked and obtained leave of absence until Tuesday next.

Mr. E. R. Miller asked and obtained leave of absence until Tuesday next.

Mr. Gordon asked and obtained leave of absence until Tuesday next.

Mr. Bottomley asked and obtained leave of absence until Tuesday next.

Mr. Withington asked and obtained leave of absence until Monday next.

Mr. Cady asked and obtained leave of absence until Tuesday next.

Mr. Lamb asked and obtained leave of absence until Tuesday next.

The Speaker asked leave of absence for himself until Tuesday next,

Which was granted.

On motion of Mr. Van Aken,

The House adjourned.

Lansing, Saturday, March 8, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker *pro tem*.

Prayer by Rev. Mr. Robinson.

Roll called : quorum present.

Absent without leave : Messrs. Haire, Thompson, and C. W. Watkins.

Mr. Eggleston asked and obtained leave of absence until Tuesday.

Mr. Bartholomew asked and obtained leave of absence for Mr. Thompson indefinitely on account of sickness.

Mr. Bartholomew asked and obtained leave of absence for Mr. Haire indefinitely on account of sickness.

Mr. Goodrich asked and obtained leave of absence indefinitely on account of sickness.

Mr. Haywood asked and obtained leave of absence until Tuesday next.

Mr. Luce asked and obtained leave of absence until Tuesday next.

Mr. Robinson asked and obtained leave of absence until Tuesday next.

Mr. Robinson, leave being granted, offered the following :

Resolved, That the Clerk of the House be, and he is hereby directed, to respectfully ask of the Governor the return of House manuscript bill entitled

A bill to amend sections 5, 7, 8, 14, 35, 36, and 44 of the revised charter of the village of Albion, being an act entitled "An act to incorporate the village of Albion," approved March 6th, 1871, and being act No. 251 of the session laws of 1871 ;

Which was adopted.

Mr. Burns asked and obtained leave of absence for Mr. Speed until Wednesday next.

Mr. Smith asked and obtained leave of absence indefinitely.

Mr. Thomas asked and obtained leave of absence for Mr. C. W. Watkins indefinitely, on account of sickness.

Mr. Rose asked and obtained leave of absence indefinitely, on account of sickness.

Mr. Noyes asked and obtained leave of absence until Wednesday next.

Mr. Gilmore asked and obtained leave of absence for the day.

Mr. Lamb, leave being granted, offered the following:

Resolved, That when this House adjourns this day, it be until Monday evening at 7½ o'clock.

Mr. Buell moved to amend by making the hour of meeting Monday at 2 P. M.;

Which motion did not prevail.

Mr. Rich move to lay the resolution on the table;

Which motion did not prevail.

Mr. Greusel demanded the yeas and nays on the adoption of the resolution.

The demand was seconded, and the resolution was adopted, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Burns,
Cady,
Caplis,
Carter,
Chafey,
Cobb,
Drew,
Eggleston,
Ferguson,
Gilmore,
Harris,
Haywood,
Hertzler,

Mr. Hewitt,
Hoar,
Hoyt,
Lamb,
Lewis,
Luce,
Markey,
E. R. Miller,
Mitchell,
Pierce,
Remer,
Robinson,
Rose,

Mr. Scott,
Shaw,
Simpson,
Thomas,
Van Aken,
A. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
Welch,
Withington,
Zimmerman,

40

NAYS.

Mr. Bartholomew,
Bonine,
Brunson,
Buell,
Climie,
Cook,
Drake,

Mr. Green,
Greusel,
Hosner,
Kellogg,
Kipp,
Morse,
Noyes,

Mr. Rich,
Ripley,
Sanderson,
Sessions,
F. Walker,
Welker,
West,

Mr. Fancher,
Fey,
Garfield,

Mr. Parsons,
Perry,
Priest,

Mr. Wheeler,
Wixson,
Speaker,
pro tem., 30

The Sergeant-at-Arms announced the Private Secretary of the Governor, who transmitted to the House a message from his Excellency the Governor in writing.

PRESENTATION OF PETITIONS.

By Mr. Warren : Remonstrance of H. W. Hicks and others, of Livingston county, against the repeal of county superintendency of schools ;

Referred to the committee on education.

By Mr. Warren : Petition of J. Gridley and 24 others, for an amendment to the act to prevent the manufacture and sale of spirituous liquors, so as to include beer and other fermented liquors, etc. ;

Also : Petition of Rev. R. Gage and 10 others, on the same subject ;

Also : Petition of John J. Lamb and 48 others, on the same subject ;

Referred to the committee on State affairs.

By Mr. Lewis : Petition E. Frank and 93 others, for the repeal of the prohibitory liquor law ;

Also : Petition of C. J. Rouech and 106 others, for the same purpose ;

Referred to the committee on State affairs.

By Mr. Curtis : Petition of F. Brazing and 30 others, for the repeal of the prohibitory liquor law ;

Also : Petition of J. McParton and 60 others, for the same purpose ;

Also : Petition of A. Goodfield and 8 others, for the same purpose ;

Also : Petition of W. F. Johnston and 30 others, for the same purpose ;

Also : Petition of J. O. Sullivan and 30 others, for the same purpose ;

By Mr. Caplis: Communication relative to official seals;
Referred to the committee on State affairs.

By Mr. Climie: Petition of D. K. Van Ness and 15 others of the village of Mendon asking the passage of a bill legalizing the tax roll of said village for the years 1871 and 1872.

REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills:

1. House bill No. 114, entitled

A bill to discontinue that portion of a certain State road known as the "Grand Rapids and Greenville State road," running across the southwest quarter of section twenty-two in township No. 9 north, of range No. 10 west;

2. House bill No. 121, entitled

A bill to incorporate the village of Capac;

3. House bill No. 39, entitled

A bill to authorize the board of water commissioners of the city of Detroit to borrow money for the purpose of extending and improving the water-works of said city.

C. D. LUCE, *Acting Chairman.*

Report accepted.

By the committee on fisheries:

The committee on fisheries, to whom was referred

A bill to provide for the protection and preservation of fish in the lakes and streams of Branch county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill asks for the protection and preservation of fish during the spawning season in said county, and the object sought to be attained is most desirable.

E. R. MILLER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred

A bill to incorporate the village of Byron,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred Senate bill No. 91, entitled

A bill to incorporate the village of Howard City,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties :

The committee on towns and counties, to whom was referred

A bill to organize the township of Harring, in the county of Wexford,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do

pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred Senate bill No. 90, entitled

A bill to organize the counties of Roscommon, Ogemaw, and Midland, and to add certain territory to the counties of Menominee, Marquette, and Presque Isle, and to repeal all laws conflicting therewith ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to organize the township of South Manitou, in the county of Manitou,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties :

The committee on towns and counties, to whom was referred
A bill to organize the township of Sibley, in Keweenaw county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties :

The committee on towns and counties, to whom was referred
A bill to detach surveyed township Nos. 19 and 20 north, of range two west from the township of Gladwin, in the county of Gladwin, and attach the same to the township of Grout,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties :

The committee on towns and counties, to whom was referred
A bill to detach the township of Cleon from the county of Manistee, and attach the same to the county of Wexford,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do

pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to limit the time for the presentation of claims to the boards of supervisors of the several counties of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill limits the time for presentations of claims against the county, on or before the sixth day of the annual meeting of the boards of supervisors.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred Senate bill No. 110, entitled

A bill to amend section 703 of the compiled laws of 1871, relating to the annual return of township officers by township clerks,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to fix the time for certain officers to present their annual reports to the boards of supervisors of the several counties of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill limits the time for presentation of annual reports to boards of supervisors of officers of the county to the first six days of the annual meeting.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on printing:

The committee on printing, to whom was referred

Senate joint resolution No. 3, entitled

Joint resolution authorizing the printing of extra copies of the Legislative manual of 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

I. A. FANCHER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cady,

The joint resolution was laid on the table.

By the committees on judiciary and religious and benevolent societies:

The committees on judiciary and religious and benevolent societies, to whom was referred jointly

A bill to change the name of the First German Protestant St. John's Church of Detroit, and legalize certain acts and proceedings thereof, and to conform the title to certain lands held by them,

Respectfully report that they have had the same under consideration and have directed us to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The provisions of this bill, in the opinion of the committees, are within the limits of the Constitution, and not in violation of any common law.

J. J. SPEED,

Acting Chairman Judiciary Committee.

E. J. WELKER,

Chairman Committee on Religious and Benevolent Societies.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred Senate bill 157, entitled

A bill to amend sections 1, 4, 7, 16, 17, 20, 22, 29, 32, 36, 38, and 39 of an act to incorporate the city of Hastings, approved March 11, 1871, and to add two new sections thereto to stand as sections 49 and 50,

Respectfully report that they have had the same under consideration, and have directed me to report the same to back the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred

A bill to change the name of the First Presbyterian Church of Franklin, Lenawee county, Mich., to the First Congregational Church of Franklin in said county, and appoint six trustees for the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ERASTUS J. WELKER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on printing:

The committee on printing, to whom was referred

A bill to provide that all legal notices and advertisements shall be published in English, and in newspapers printed in the English language,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

Your committee have not been able to find any law authorizing the publication of notices in any other than the English language, and believe this act is not necessary,

J. A. FANCHER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Shaw,

The bill was laid on the table.

By the committee on ways and means and military affairs:

The committee on ways and means and military affairs, to whom was referred, jointly,

A bill to authorize the transfer of certain unexpended balances of appropriations heretofore made for the Soldiers' National Cemetery at Gettysburg, and for the Antietam National Cemetery,

Respectfully report that they have had the same under consideration, and find that the purposes of the appropriation have been fully accomplished. They have therefore directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. H. WITHINGTON,

Chairman Com. on M. A., and Acting Ch'n Com. on W. & M.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

A bill to bar the rights of dower of insane, idiotic, or imbecile married women,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill seeks to provide a way by which insane, idiotic, and imbecile married women may be barred of rights of dower and to protect them in their rights therein, and the public from their acts that are voidable.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education:

The committee on education, to whom was referred

A bill to amend section 65 of chapter 155, being section 3635 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The object of the amendment is to place the care of the school-house more entirely under the control of the district board during the school days of the school session; the amendment on many accounts seems desirable.

A. K. WARREN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred

A bill to repeal act No. 425 of the session laws of 1871, entitled "An act to detach certain real estate from school district No. one fractional of Parma, Sandstone, Concord and Spring Arbor, and attaching the same to school district No. three of Parma,

Respectfully report that the constitutionality of the act referred to is very questionable, and that it appears to have been passed under a misapprehension of the facts in the case. The committee have therefore directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. K. WARREN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Warren,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on printing :

The committee on printing, to whom was referred

A bill to provide for the publication of a Legislative manual,

Report that this bill authorizes the publishing of 1,500

manuals for the use of future Legislatures and for distribution. Your committee believe this not necessary, as the manuals are changed by nearly every Legislature, and could not contain such changes, and believe each Legislature should be allowed to publish such manual as they desire.

The committee have therefore directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

J. A. FANCHER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Aken,

The bill was laid on the table.

By the committee on towns and counties :

The committee on towns and counties, to whom was referred

A bill to detach a portion of the township of Greenfield and attach the same to the township of Springwells,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE GOVERNOR.

The Speaker *pro tem.* announced the following :

EXECUTIVE OFFICE, {
Lansing, March 7, 1873. }

To the House of Representatives :

I have this day signed, approved, and deposited in the office of the Secretary of State the following :

1. An act to amend sections 1 and 2 of an act No. 365, session laws of 1869, entitled "An act to revise the charter of the village of Chelsea," approved March 30, 1869 ;

2. An act to detach certain territory from the present township of Torch Lake, in the counties of Otsego and Antrim, and organize the same into a separate township by the name of Central Lake;

3. An act making appropriations for the Institution for educating the Deaf, and Dumb, and the Blind, for the years 1873-74;

4. Concurrent resolution authorizing the State Librarian to furnish one dozen copies of the compilation of the general railroad laws, and place the same in the State Library.

JOHN J. BAGLEY.

The message was laid on the table.

The Speaker *pro tem.* also announced the following:

EXECUTIVE OFFICE,)
Lansing, March 8, 1873. }

To the House of Representatives:

In accordance with the request of the House by its resolution passed this day, I herewith return to the House, House manuscript bill entitled

A bill to amend sections 5, 7, 8, 14, 35, 36, and 44, of the revised charter of the village of Albion, being an act entitled "An act to incorporate the village of Albion," approved March 6, 1871, and being act No. 251 of the session laws of 1871.

JOHN J. BAGLEY.

The message was laid on the table.

The House took up the order of

MOTIONS AND RESOLUTIONS.

Mr. Burns moved to discharge the committee of the whole from the further consideration of House bill No. 170, entitled

A bill to amend sections 6 and 7 of act number 188 of the session laws of 1857, entitled "An act to provide for the incorporation of Mechanics' Associations," approved February 17, 1857, being sections 2800 and 2801 of the compiled laws of 1871;

Which motion prevailed.

On motion of Mr. Burns,

The bill was placed on the order of third reading.

Mr. Gilmore moved to discharge the committee of the whole from the further consideration of House bill No. 145, entitled

A bill to incorporate the village of Deerfield ;

Which motion prevailed.

On motion of Mr. Gilmore,

The bill was placed on the order of third reading.

Mr. Sanderson moved that the House adjourn.

Mr. Ripley demanded the yeas and nays.

The demand was seconded, and the motion did not prevail, by yeas and nays, as follows :

YEAS.

Mr. Chafey,
Cobb,
Gilmore,
Hertzler,

Mr. Kellogg,
Mitchell,
Pierce,
Sanderson,

Mr. J. Walker,
L. Walker,
Walton,

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NAYS.

Mr. Ackley,
Bartholomew,
Bonine,
Brunson,
Buell,
Burns,
Caplis,
Climie,
Drake,
Fancher,
Ferguson,
Fey,
Garfield,
Greusel,
Harris,

Mr. Haywood,
Hoar,
Hosner,
Hoyt,
Kipp,
Lewis,
Markey,
Morse,
Parsons,
Perry,
Priest,
Remer,
Rich,
Ripley,
Scott,

Mr. Sessions,
Shaw,
Simpson,
Thomas,
Van Aken,
A. Walker,
F. Walker,
Warren,
Welker,
West,
Wheeler,
Withington,
Wixson,
Speaker *pro tem*,

44

Mr. Fancher moved to discharge the committee of the whole from the further consideration of House bill No. 196, entitled

A bill to repeal act No. 418 of the session laws of 1871, being an act to provide for the construction of a State road in the counties of Isabella, Midland, and Clare, and to release the

taxes appropriated therefor to the townships from which they were taken ;

Which motion prevailed. |

On motion of Mr. Fancher,

The bill was placed on the order of third reading.

Mr. Withington moved that there be a call of the House ;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members were reported absent without leave: Messrs. Breitung, Carter, Cook, Cobb, Green, J. Walker, and Welch.

On motion of Mr. Fey,

All further proceedings under the call were dispensed with.

On motion of Mr. Thomas,

The House adjourned.

Lansing, Monday, March 10, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker *pro tem*.

Prayer by Rev. Mr. Myers.

Roll called: quorum present.

Absent without leave: Messrs. Ackley, Breitung, Chafey, Cook, Fey, Kellogg, Lewis, Pierce, Ripley, Shaw, A. Walker, and F. Walker.

On motion of Mr. Garfield,

Leave of absence was granted to all the absentees for the evening.

PRESENTATION OF PETITIONS.

By Mr. Hoar: Petition of J. Betzler and 33 others of Houghton county, asking for the submission to the people of an amendment to the constitution permitting a license law ;

Also: Petition of Wm. Miller and 115 others, for the same purpose;

Referred to the committee on State affairs.

By Mr. Perry: Petition of G. Hoffman and 152 others, for the repeal of the prohibitory liquor law, etc.;

Referred to the committee on State affairs.

By Mr. Briggs: Remonstrance of Hon. L. H. Randall and 34 others of Kent county, against the passage of House bill No. 161, relative to the legal rate of interest for money;

Referred to the committee on judiciary.

By Mr. Fancher: Remonstrance of C. Bennett and 64 others, of town of Union, Isabella county, against disorganization of township of Chippewa, and attaching said territory to said township of Union;

Referred to the committee on towns and counties.

REPORTS OF STANDING COMMITTEES.

By the committee on printing:

The committee on printing, to whom was referred

Joint resolution for the payment of printing done by R. A. Beal,

Respectfully report that they find that said Beal performed the labor for which relief is sought, but on account of some delay, he did not forward his account for payment to the Auditor General within the thirty days prescribed by law; therefore the Auditor General refused to pay the same. Your committee therefore deem it but just that the Auditor General should be authorized to pay said account. They have therefore directed me to report the same back to the House, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

I. A. FANCHER, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public health :

The committee on public health, to whom was referred

A bill to amend section 45 of chapter 46, being section 1736 of the compiled laws of 1871, relative to small-pox and other dangerous diseases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill authorizes the townships of the State to defray all necessary expenses incurred by their order to prevent the spread of small-pox.

I. H. BARTHOLOMEW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public health :

The committee on public health, to whom was referred

A bill to regulate the transportation of nitro-glycerine and other explosive substances,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

Your committee are informed that the dangerously explosive substances mentioned in this bill are often boxed up with other goods and shipped without any information of its dangerous character being communicated to the parties who are to transport and handle it. Hence the necessity of the law.

I. H. BARTHOLOMEW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public health :

The committee on public health, to whom was referred Senate bill No. 36, entitled

A bill to amend section 5 of chapter 250, entitled "Offenses against the public health," being section 7730 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment and recommend that it do pass, and ask to be discharged from the further consideration the subject.

This bill requires druggists and others selling poisons to attach a label thereto on which shall be written or printed the word "poison," and also the name of an antidote therefor.

I. H. BARTHOLOMEW, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on public health :

The committee on public health, to whom was referred

A bill to amend sections 810, 812, and 814 of the compiled laws of 1871, being sections 1, 3, and 5 of "An act for the registration of births, marriages, and deaths, and to add a new section thereto to stand as section 12,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

I. H. BARTHOLOMEW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public health :

The committee on public health, to whom was referred

A bill to regulate the practice of dentistry,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

I. H. BARTHOLOMEW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE SENATE.

The Speaker *pro tem.* announced the following :

SENATE CHAMBER,
Lansing, March 8, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to respectfully request the House to return to the Senate, House manuscript bill, entitled

A bill to amend sections 5, 7, 8, 14, 35, 36, and 44, of the revised charter of the village of Albion, being an act entitled “An act to incorporate the village of Albion,” approved March 6, 1871, being act No. 251 of the session laws of 1871.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

On motion of Mr. Brunson,

The request of the Senate was agreed to, and the clerk was instructed to transmit the bill to the Senate.

Mr. Fancher, leave being granted, moved that the substitute prepared by the committee on ways and means, for

A bill to provide for the taxation of persons, associations, and corporations doing business in this State running sleeping, palace, and other cars over and upon the several railroads in this State,

Be ordered printed for the use of the committee ;

Which motion prevailed.

Mr. Fancher, leave being granted, offered the following:

Resolved, That the committee of the whole be discharged from the further consideration of the following named bills:

1. House bill No. 146, entitled

A bill to amend an act entitled "An act to incorporate the city of Marshall," approved February 14, 1859, by adding a new section thereto;

2. House bill No. 149, entitled

A bill to prevent the destruction of muskrats and muskrat houses in the marshes along the shores of Maple river in the counties of Clinton and Gratiot;

3. House bill No. 154, entitled

A bill to authorize the purchase and improvement of grounds in Elmwood Cemetery, Detroit, for the interment of deceased Michigan soldiers, not otherwise provided, a final resting place, and to make the necessary appropriations therefor;

4. House bill No. 162, entitled

A bill to amend section 14 of act No. 259 of the session laws of 1871, being "An act to incorporate the village of Williamston," approved April 5, 1872;

5. House bill No. 173, entitled

A bill to repeal an act entitled, "An act to provide for laying out and establishing a State road from town twenty-four north, of range four east, to the meridian," being act 443 of the session laws of 1871, approved April 15, 1871;

6. House bill No. 178, entitled

A bill to change the name of the First Methodist Episcopal church society in the city of Grand Rapids;

7. House bill No. 180, entitled

A bill to prevent the destruction of fish in Reed's Lake and Fisk's Lake in the township of Grand Rapids, in the county of Kent;

8. House bill No. 191, entitled

A bill to provide for the protection and propagation of the

more valuable kinds of fish in Brace Lake, Calhoun county, Michigan;

9. House bill No. 194, entitled

A bill to enable the Thunder Bay River Boom Company to acquire title to lands and river frontage on the Thunder Bay river for the use of said company;

10. House bill No. 198, entitled

A bill to amend section eight of an act entitled "An act to incorporate the village of Saranac, in Ionia county," approved March 4, 1869, being act No. 246 of the session laws of 1869;

11. House bill No. 204, entitled

A bill to organize the township of Bloomfield, in the county of Huron;

12. House bill No. 205, entitled

A bill to amend section one of act number 274 of the session laws of 1871, entitled "An act to incorporate the village of Rockford," approved April 15th, 1871;

13. House bill No. 207, entitled

A bill authorizing the Hamtramck and Warren Plank Road Company to discontinue a part of their road;

14. House bill No. 211, entitled

A bill to authorize the Detroit & Prairie Mound Plank Road Company to collect the same tolls as are charged by the Detroit, Hamtramck & Warren Plank Road Association, to provide for the discontinuance of part of its road when paved;

15. House bill No. 219, entitled

A bill to regulate the catching of fish in certain of the waters of this State;

16. House bill No. 221, entitled

A bill to amend section one of an act entitled "An act to incorporate the village of Leslie;"

17. House bill No. 222, entitled

A bill to incorporate the village of South Lyon:

18. Senate bill No. 53, entitled

A bill to legalize the assessment roll of the township of Clam Union, in Missaukee county, for the year 1872.

19. Senate bill No. 54, entitled

A bill to detach certain territory from the town of Taymouth, in Saginaw county, and attach the same to the town of Spaulding, in said county ;

20. Senate bill No. 58, entitled

A bill to authorize the commissioners of highways of the township of Farmington, in the county of Oakland, to procure a re-survey of the roads and public highways of said township, to supply the loss of the original record thereof, heretofore destroyed by fire ;

21. Senate bill No. 70, entitled

A bill to change the name of the village plat of Wakazoo-ville, in Leelanaw county, to Northport ;

22. Senate bill No. 83, entitled

A bill to change the name of the township of Quilna, in Missaukee county to Caldwell ;

23. Senate bill No. 90, entitled

A bill to organize the counties of Roscommon, Ogemaw, and Midland, and to add certain territory to the counties of Menominee, Marquette, and Presque Isle, and to repeal all laws conflicting therewith ;

24. Senate bill No. 91, entitled

A bill to incorporate the village of Howard City ;

25. Senate bill No. 151, entitled

A bill to amend sections 1, 4, 7, 16, 17, 20, 22, 29, 32, 34, 38, and 39, of "An act to incorporate the city of Hastings," approved March 11, 1871, and to add two new sections thereto, to stand as sections Nos. 49 and 50 ;

Also,

House joint resolution No. 16, entitled

Joint resolution for the relief of Delos A. Blodgett.

On motion of Mr. Hoyt,

The resolution was laid on the table.

THIRD READING OF BILLS.

House bill No. 174, entitled

A bill to repeal act No. 489 of the session laws of 1871, being an act to lay out and establish a State road in the counties of Midland and Gladwin, and to appropriate certain non-resident highway taxes for the construction thereof,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Fancher moved to amend the bill by striking out the proviso at the end of the bill ;

Which motion prevailed.

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Bailey,	Mr. Harris,	Mr. Robinson,
Bartholomew,	Haywood,	Sanderson,
Bonine,	Hertzler,	Scott,
Briggs,	Hewitt,	Sessions,
Brunson,	Hoar,	Simpson,
Buell,	Hosner,	Thomas,
Burns,	Hoyt,	Thompson,
Cady,	Kipp,	Van Aken,
Carter,	Lockwood,	J. Walker,
Climie,	Luce,	L. Walker,
Curtis,	Markey,	Walton,
Drake,	E. R. Miller,	Warren,
Fancher,	Mitchell,	Welker,
Ferguson,	Morse,	West,
Garfield,	Parsons,	Wheeler,
Gilmore,	Perry,	Withington,
Gordon,	Priest,	Wixson,
Greusel,	Remer,	Zimmerman,
Haire,	Rich,	Speaker <i>pro tem.</i>

57

NAYS.

0

Title agreed to.

House bill No. 175, entitled

A bill to repeal act No. 419 of the session laws of 1871, being an act to provide for the laying out and constructing a State road in Isabella county ;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Bailey,	Mr. Greusel,	Mr. Rich,
Bartholomew,	Haire,	Robinson,
Bonine,	Harris,	Scott,
Briggs,	Haywood,	Sessions,
Brunson,	Hewitt,	Simpson,
Buell,	Hoar,	Thomas,
Burns,	Hosner,	Thompson,
Cady,	Hoyt,	Van Aken,
Caplis,	Kipp,	J. Walker,
Climie,	Lockwood,	L. Walker,
Curtis,	Luce,	Walton,
Drake,	Markey,	Warren,
Drew,	E. R. Miller,	Welker,
Fancher,	Mitchell,	Wheeler,
Ferguson,	Morse,	Withington,
Garfield,	Parsons,	Wixson,
Gilmore,	Perry,	Zimmerman,
Gordon,	Remer,	Speaker, <i>pro tem.</i>
Priest,		55

NAYS.

0

Title agreed to.

Senate bill No. 156, entitled

A bill to provide for the consolidation of the Young Men's Association of East Saginaw and the Ladies' Library Association of East Saginaw into one corporation, to be called the Library Association of East Saginaw, Mich.,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Bailey,	Mr. Haywood,	Mr. Robinson,
Briggs,	Hertzler,	Sanderson,
Brunson,	Hewitt,	Scott,
Buell,	Hoar,	Sessions,
Burns,	Hosner,	Simpson,
Cady,	Hoyt,	Thomas,
Caplis,	Kipp,	Thompson,
Carter,	Lockwood,	Van Aken,
Climie,	Luce,	J. Walker,

Mr. Curtis, Drake, Drew, Fancher, Ferguson, Garfield, Gilmore, Gordon, Greusel, Harris,	Mr. Markey, E. R. Miller, Mitchell, Morse, Parsons, Perry, Priest, Remer, Rich,	Mr. Walton, Warren, Welker, West, Wheeler, Withington, Wixson, Zimmerman, Speaker <i>pro tem.</i>
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56

NAYS.

Mr. L. Walker,

1

Title agreed to.

Senate bill No. 80, entitled

A bill to amend section 1 of act 216 of the session laws of 1867, entitled "An act to replat a portion of the village of St Louis, and to authorize the recording of the same,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bailey, Bartholomew, Bonine, Briggs, Brunson, Buell, Burns, Cady, Caplis, Carter, Olimie, Cobb, Curtis, Drake, Drew, Fancher, Ferguson, Garfield, Gilmore,	Mr. Gordon, Greusel, Haire, Harris, Haywood, Hertzler, Hewitt, Hoar, Hosner, Kipp, Lockwood, Markey, E. R. Miller, Mitchell, Morse, Parsons, Perry, Priest, Remer,	Mr. Rich, Robinson, Sanderson, Scott, Sessions, Simpson, Thomas, Thompson, Van Aken, J. Walker, Walton, Warren, Welker, Wheeler, Withington, Wixson, Zimmerman, Speaker <i>pro tem.</i>
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56

NAYS.

Mr. Hoyt,

Mr. L. Walker,

2

Title agreed to.

Senate bill No. 81, entitled

A bill to organize the township of Wilson, in the county of Kalkaska,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bailey,	Mr. Greusel,	Mr. Rich,
Bartholomew,	Harris,	Robinson,
Bonine,	Haywood,	Sanderson,
Briggs,	Hertzler,	Scott,
Brunson,	Hewitt,	Sessions,
Buell,	Hoar,	Simpson,
Burns,	Hosner,	Thomas,
Cady,	Hoyt,	Thompson,
Caplis,	Kipp,	Van Aken,
Chamberlain,	Knapp,	J. Walker,
Climie,	Lockwood,	Walton,
Cobb,	Luce,	Warren,
Curtis,	Markey,	Welker,
Drake,	E. R. Miller,	West,
Drew,	Mitchell,	Wheeler,
Fancher,	Morse,	Withington,
Ferguson,	Parsons,	Wixson,
Garfield,	Perry,	Zimmerman,
Gilmore,	Priest,	Speaker <i>pro tem.</i>
Gordon,	Remer,	59

NAYS.

0

Title agreed to.

3. Senate bill No. 47, entitled

A bill to amend sections 2 and 6, and to repeal section 9 of an act entitled "An act to establish an Insurance Bureau," approved April 13, 1871, being sections 1674, 1678, and 1681 of the compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bartholomew,	Mr. Haire,	Mr. Robinson,
Bonine,	Harris,	Sanderson,
Briggs,	Haywood,	Scott,
Brunson,	Hertzler,	Sessions,

Mr. Buell,	Mr. Hewitt,	Mr. Simpson,
Burns,	Hoar,	Thomas,
Cady,	Hoyt,	Thompson,
Caplis,	Knapp,	Van Aken,
Chamberlain,	Lewis,	J. Walker,
Climie,	Lockwood,	L. Walker,
Cobb,	Markey,	Walton,
Curtis,	E. R. Miller,	Welker,
Drake,	Mitchell,	West,
Drew,	Morse,	Wheeler,
Fancher,	Parsons,	Withington,
Ferguson,	Perry,	Wixson,
Gilmore,	Priest,	Zimmerman,
Gordon,	Remer,	Speaker <i>pro tem.</i>
Greusel,	Rich,	56

NAYS.

Mr. Bailey,	Mr. Carter,	Mr. Garfield,
Kipp,	Luce,	5

Title agreed to.

House manuscript bill, entitled

A bill to repeal act No. 425 of the session laws of 1871, entitled "An act to detach certain real estate from school district No. one fractional of Parma, Sandstone, Concord, and Spring Arbor, and attaching the same to school district No. three of Parma,

Was read a third time, and, pending the taking of the vote on the passage thereof,

On motion of Mr. Hoyt,

The bill was re-committed to the committee on education.

House bill No. 170, entitled

A bill to amend sections 6 and 7 of act No. 188 of the session laws of 1857, entitled "An act to provide for the incorporation of mechanics' associations," approved 17, 1857, being sections 2800 and 2801 of the compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows.

YEAS.

Mr. Ackley,	Mr. Gordon,	Mr. Priest,
Bailey,	Greusel,	Remer,

Mr. Bartholomew,	Mr. Haire,	Mr. Rich,
Bonine,	Harris,	Robinson,
Brunson,	Haywood,	Scott,
Buell,	Hertzler,	Sessions,
Burns,	Hewitt,	Thomas,
Cady,	Hoar,	Thompson,
Caplis,	Hosner,	J. Walker,
Carter,	Hoyt,	L. Walker,
Chamberlain,	Kipp,	Walton,
Climie,	Knapp,	Warren,
Cobb,	Lewis,	Welker,
Curtis,	Lockwood,	West,
Dinturff,	Luce,	Wheeler,
Drake,	Markey,	Withington,
Drew,	E. R. Miller,	Wixson,
Fancher,	Mitchell,	Zimmerman,
Ferguson,	Morse,	Speaker <i>pro tem.</i>
Gilmore,	Parsons,	59

NAYS.

Mr. Perry, Mr. Van Aken,

2

Title agreed to.

House bill No. 145, entitled

A bill to incorporate the village of Deerfield ;

Being under consideration,

On motion of Mr. Gilmore,

The bill was laid on the table.

House bill No. 196, entitled

A bill to repeal act No. 418 of the session laws of 1871, being an act to provide for the construction of a State road in the counties of Isabella, Midland, and Clare, and to release the taxes appropriated therefor to the townships from which they were taken ;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Greusel,	Mr. Remer,
Bailey,	Haire,	Rich,
Bartholomew,	Harris,	Robinson,
Bonine,	Haywood,	Sanderson,
Brunson,	Hertzler,	Sessions,
Buell,	Hewitt,	Simpson,

Mr. Burns,	Mr. Hoar,	Mr. Thomas,
Cady,	Hosner,	Thompson,
Caplis,	Hoyt,	Van Aken,
Carter,	Kipp,	J. Walker,
Chamberlain,	Knapp,	L. Walker,
Climie,	Lewis,	Walton,
Cobb,	Lockwood,	Warren,
Curtis,	Luce,	Welker,
Drake,	Markey,	West,
Drew,	E. R. Miller,	Wheeler,
Fancher,	Mitchell,	Withington,
Ferguson,	Morse,	Wixson,
Garfield,	Parsons,	Zimmerman,
Gilmore,	Perry,	Speaker <i>pro tem.</i>
Gordon,	Priest,	62
	NAYS.	0

Title agreed to.

On motion of Mr. Priest,

The House adjourned.

Lansing, Tuesday, March 11, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker *pro tem.*

Prayer by Rev. Mr. Robinson.

Roll called: quorum present.

Absent without leave: Messrs. Chafey, Fey, Pierce, Shaw, F. Walker, and Welch.

Mr. L. Walker asked and obtained leave of absence for Mr. F. Walker for the day.

Mr. Warren asked and obtained leave of absence for Mr. Shaw for the forenoon.

Mr. Ackley asked and obtained leave of absence for Mr. Fey for the day.

Mr. Remer asked and obtained leave of absence for Mr. Welch indefinitely on account of sickness.

Mr. Garfield asked and obtained leave of absence for Mr. Chafey indefinitely on account of sickness.

PRESENTATION OF PETITIONS.

By Mr. Welker: Memorial of 60 soldiers, inmates of the Soldiers' Home, Dayton, Ohio, for the passage of House bill No. 85 ;

Referred to the committee on military affairs.

The following is the memorial :

To the Honorable the Legislature of the State of Michigan :

We, the undersigned, having been volunteers of the State of Michigan, and now residents of the National Soldiers' Home, Dayton, Ohio, would respectfully urge upon your honorable body the passage of the bill No. 85, introduced for our relief by the Hon. E. J. Welker, February 7, 1873, believing, as we do, that its operation will only be a fulfillment of the promises made to us at the time of enlistment, as well as do strict justice to the men who willingly gave their services in time of need, and performed their duty to the State, when such duty imperiled their existence.

By Mr. Edwards: Petition of W. Hartman and 85 others, for a system of taxation on the manufacture and sale of spirituous liquors ;

Also ; Petition of 100 citizens of Wyandotte, for the same purpose ;

Also: Petition of J. C. Wilson and 70 others, for the same purpose ;

Also: Petition of James Douglass and 60 others for the same purpose ;

Referred to the committee on State prison.

By Mr. Caplis: Petition of F. Campau and 755 others for the repeal of the prohibitory liquor law, etc. ;

Also: Petition of C. J. Simon and 40 others, for the same purpose ;

Also: Petition of Thos. C. Easton and 35 others, for the same purpose ;

Also: Petition of August Hartman and 60 others, for the same purpose;

Also: Petition of James Rickey and 55 others, for the same purpose;

Also: Petition of John Tung and 60 others, for the same purpose;

Also: Petition of J. H. Graham and 40 others, for the same purpose;

Also: Petition of Geo. Germain and 16 others, for the same purpose;

Also: Petition of Charles Ewer and 80 others, for the same purpose;

Also: Petition of Philip Arnold and 60 others, for the same purpose;

Also: Petition of Joseph Granger and 37 others, for the same purpose;

Also: Petition of John Harrison and 60 others, for the same purpose;

Also: Petition of Patrick Dwyer and 60 others, for the same purpose;

Also: Petition of Adolph Bergman and 27 others, for the same purpose;

Also: Petition of Peter Robinson and 15 others, for the same purpose;

Referred to the committee on State affairs.

By Mr. Grant: Petition of J. M. Nichols and 200 others, citizens of Ypsilanti, asking for the repeal of the prohibitory liquor law, and for an amendment to the constitution, authorizing the license of the sale of spirituous liquors;

Referred to the committee on State affairs.

By Mr. Warren: Petition of W. C. Eames and 23 others, for an amendment to the prohibitory liquor law, so as to include beer and other fermented liquors;

Also: Petition of D. H. Stone and 66 others, for the same purpose;

Also : Petition of Henry S. Willis and 37 others, for the same purpose ;

Also : Petition of J. L. Jackman and 26 others, for the same purpose ;

Also : Petition of George P. Smith and 13 others, for the same purpose ;

Also : Petition of M. Spencer and 14 others, for the same purpose ;

Also : Petition of R. S. Colby and 4 others, for the same purpose ;

Referred to the committee on State affairs.

By Mr. Bartholomew : Petition of F. Schneider, M. B. Carpenter, and 52 others, in favor of an amendment to the Constitution, authorizing females to vote ;

Referred to the committee on State affairs.

By Mr. Warren : Remonstrance of J. G. Saunders and 23 others against the repeal of the prohibitory liquor law ;

Referred to the committee on State affairs.

By Mr. Hewitt : Remonstrance against the repeal of the county superintendent law, and against exempting Hillsdale county from its operations ; also, asking that the superintendents may have power to appoint assistants. Signed by the judge of probate, and every other county officer ; also by chairman of board of supervisors, director of school board of Hillsdale city, and by city of Hillsdale ;

Referred to the committee on education.

By Mr. Van Aken : Petition of T. Mixon and 62 others of Branch county, for the repeal of the office of county superintendent of schools ;

Referred to the committee on education.

By Mr. Chamberlain : Petition of Henry Chamberlain and 36 others, of Berrien county, for the repeal of the law creating county superintendents of schools ;

Referred to the committee on education.

By Mr. Briggs : Remonstrance of Hon. C. C. Comstock and

29 others, against the passage of the bill relative to the legal rate of interest ;

Referred to the committee on judiciary.

By Mr. Rose: Petition of William Judd, W. W. Streeter, and 25 others, of Mecosta county, for the removal of Judge Giddings ;

Referred to the select committee on that subject.

By Mr. Bonine: Petition of James Moore, relative to a State road ;

Referred to the committee on roads and bridges.

The following is the petition :

To the Honorable Gentlemen now assembled at Lansing :

I hereby show to you in plain truth the condition of a certain part or portion of the Port Sanilac and Tuscola State road, lying west of the Cass river, in the west part of section 36, in town 12, and range 12 east, for the space of four miles west.

Now, whereas the state of the road is not so as it is possible to pass, only on foot around through the woods, walking logs, and through water almost two feet deep; and we, who have settled on the Cass and thereabout, settled in hopes that the citizens of our State would provide that we should have a road so that we might get in provisions for our families.

Now, gentlemen, we are in a similar condition to France. Now, I have come before you to ask you to take into consideration our condition, and open a door of mercy, whereby we may find deliverance; only four miles, though it is bad to make the way out.

Whereas, gentlemen, the appropriation which has been made is not sufficient to open the above door, I humbly would submit the same to your worthy consideration, and make an amendment to the foregoing bill, at least three sections, of such like swamp lands in our State, as is in the former bill, which is attached hereunto. I have said at least three sections; it will

need more. If you find it in your hearts to give more to relieve the poor, in so doing I return my hearty thanks.

Yours truly,

JAMES MOORE, *Sen., Sanilac County.*

REPORTS OF STANDING COMMITTEES.

By the committee on State Prison :

The committee on State Prison, to whom was referred Senate bill No. 118, entitled

A bill to provide for making repairs and additions to the State Prison, and to make appropriations therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

FAYETTE PARSONS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to amend section 124 of chapter 178 of the compiled laws of 1871, being compiler's section 5372, relating to transferring suits from one justice of the peace to another of the same or adjoining township,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill enables parties to transfer suits before other justices of peace than those in their immediate vicinity in cases of personal enmity or other satisfactory reasons which would prevent justice from being properly administered.

JOHN J. SPEED, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to provide for a municipal court in the city of Detroit, to be called "the superior court of Detroit,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The amount of business, exceeding that of any other circuit in the State, is such that this court seems demanded.

JOHN J. SPEED, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Joint resolution for the relief of St. Clair county, and to authorize the Board of State Auditors to settle with the bail of Henry Johr, late treasurer of St. Clair county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This resolution enables the State to settle a long controversy with the county of St. Clair.

JOHN J. SPEED, *Acting Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

A bill to incorporate the city of Ishpeming in the county of Marquette,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting, Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on military affairs :

The committee on military affairs, to whom was referred

A bill to repeal section 93 of chapter 18 of compiled laws of 1871, being an act entitled "An act for the reorganization of the military forces of the State of Michigan,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

The section sought to be repealed is that creating the military fund.

W. H. WITHINGTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Garfield,

The bill was laid on the table.

By the committee on State affairs :

The committee on State affairs, to whom was referred

A bill to provide a lien for labor and services upon logs and timber.

Understanding that a similar bill has been referred to the committee on lumber and salt interests, and that the friends of the measure desire both bills to be considered by the same committee.

Respectfully report the same back to the House, and recommend that it be referred to the committee on lumber and salt interests, and ask to be discharged from the further consideration of the subject.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brunson,

The House concurred in the recommendation of the committee, and the bill was referred to the committee on lumber and salt interests.

By the committee on State affairs :

The committee on State affairs, to whom was referred

A bill to establish the name of Maud Rider,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

This bill proposes to establish the name of a certain female child as Maud Rider, and make her one of the heirs-at-law of Myron Ryder and Mary M. Rider, and to place Myron and Mary M. Rider in the place of parents to the child, liable to all the duties and entitled to all the rights of parents.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cady,

The bill was laid on the table.

By the committee on public lands :

The committee on public lands, to whom was referred

A bill to convey the title of the State of Michigan in and to certain estate to Mary Jane Conroy,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

The passage of this bill is solicited by the said Mary Jane Conroy for the following reasons, as set forth by petition, and corroborated by the affidavits of Lawrence McFarlin, M. A. Aten, Michael Greger, John Sullivan, and Auson Koff:

The said Mary Jane Conroy, on or about the year 1853, went to live with the family of John and Margaret Minehen, in the township of Clinton, Lenawee county, she being about nine years old, the understanding being that she was to live with them until she was 21 years of age, as their own child, and was to be adopted by them. About five years subsequent to this time, Mr. John Minehen died, leaving no kindred, so far as known. Subsequently his widow married one John Gray, and the said Mary Jane Conroy continued to live with Margaret and John Gray until just before the death of the said Margaret Gray, which occurred in March, 1871. The said John Minehen and Margaret Gray having died seized of certain real and personal estate, and having no kindred, it is claimed that the said estate has escheated to the people of the State of Michigan, and the said Mary Jane Conroy claims that it was the intention of the said John Minehen and Margaret Gray that she should, and in justice ought, to inherit said estate, and thereupon prays this Legislature to convey the title of the State of Michigan to the said estate to her.

WM. SESSIONS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Morse,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Memorial of F. G. Layelares and D. O. Barnard, county superintendents of the poor of the county of Jackson, asking that the sum of \$450 be paid to the county of Jackson to reimburse the expense of maintaining Edward Murphy in the

poorhouse of said county since December 20, 1869; and that the State provide for the future maintenance of said Murphy;

Also,

Joint resolution to provide for the relief of Edward Murphy;

Respectfully report that they have had the same under consideration.

The preamble to the resolution recites that Edward Murphy, a resident of Illinois, was, in September, 1860, tried and convicted of murder in Mackinaw, and sentenced to solitary confinement for life in the State Prison; that in March, 1868, *a man* on his death bed confessed the murder of which Murphy had been convicted, whereupon Governor Crapo caused Murphy to be immediately released from prison; that on the 20th of December, 1869, Murphy applied for admission and was received into the poorhouse of Jackson county, and has since been provided for there by the county as a pauper; that he was demented at the time, and has so continued.

The resolution proposes that the Auditor General be instructed to settle with the county of Jackson for the maintenance of said Edward Murphy from December 20, 1869, to April 1, 1873, and that the Board of State Auditors be authorized to provide for the support of Edward Murphy during his life time.

The committee, in their consideration of the subject, were attended by the superintendents of the poor of Jackson county, who exhibited to the committee Judge Goodwin's minutes of the trial of Murphy, from which it appears that he was arraigned in July, 1860, and tried September 17, 1860, at Mackinaw. J. A. Hubbell, District Attorney, for the People; Richard Butler for the prisoner.

There were three witnesses for the People: Thomas Cummings, third engineer of the steamboat Globe at the time of the murder, November, 1851; Peter Ladaroot, at that time a turnkey in Wayne county jail, and J. A. Wendell, of Mack-

inaw. There were no witnesses sworn on the defence and no defence made.

The murder was committed on the steamboat Globe, while lying at a dock in the port of Mackinaw. The *corpus delicti* was proved beyond question, and the testimony, as appears from the Judge's minutes, tended very strongly to identify Murphy as the guilty man. The testimony showed that the murderer was immediately arrested and taken on the steamer Globe to Detroit, and there confined in jail from November 11, 1851, to March 2, 1852, when he broke jail and escaped.

The superintendents of the poor also exhibited to the committee a large number of affidavits made in 1867 by persons residing in the county of Will, Illinois, tending to show that said Edward Murphy, at the time of the murder and for many years before and after, resided in Homer, in said county of Will, and that he was there during the fall of 1851, and winter of 1851 and 1852, and often seen by the deponents who were well and intimately acquainted with him, and resided near him. They exhibited other affidavits tending to impair the credibility of the testimony of the witnesses, Thos. Cummings and Peter Ladaroot, on the trial of Murphy, as their testimony appears in the Judge's minutes; also, 9 or 10 letters purporting to have been written by Murphy while in prison, dated in 1863, 1864, 1865, and 1866, addressed to his wife, sons, and friends in Illinois. In these letters he insists that the testimony against him was false, and that he was at his home in Illinois at the time the murder was committed, and urges them to procure proof of that fact and to assist him in getting released.

It should be observed, however, that he states the murder to have been committed in the fall of 1850, and the fall of 1850 and the winter of 1850 and 1851 is the time he claims to have been at home, and a part of the affidavits refer to the fall of 1850 and the winter of 1850 and 1851, and a part to the fall of 1851, and the win-

ter of 1851 and 1852, while the testimony on the trial states the murder to have been committed in November, 1851. Murphy refers to the baptism of his children as having been in December, 1850, while some of the affidavits state it to have been on the 7th of January, 1852, and that Murphy was present. A paper was printed purporting to be a certified "copy of the baptismal record of the Roman Catholic church, Joliet," showing the baptism of Murphy's children Jan. 7, 1852. These discrepancies, though they do not necessarily destroy the force of the papers as evidence, tend to somewhat impair their value. From some of the affidavits it would seem that the murderer was arrested and imprisoned in Detroit under the name of Edward Kearney. Murphy was pardoned by Gov. Crapo March 13, 1868.

The superintendents of the poor assuming that Murphy was innocent, insist that as he was wrongfully convicted of murder, imprisoned in Jackson county, pardoned and set at liberty in Jackson county, and afterward became a pauper, demented and chargeable to Jackson county; therefore the State ought to reimburse to Jackson county the amount paid for his support, and to provide for his future maintenance.

A consideration of the affidavits and other papers before the committee, in connection with the Judge's minutes of the trial, leads to the conclusion that probably Murphy would not have been convicted if a proper defense had been made.

On the other hand, a consideration of the discrepancies in the affidavits and letters which have been mentioned, and of the facts that Murphy was arrested in March, 1860, in Chicago, at a distance from his residence in Will county, was held a few days and discharged, arrested again and escaped, after a week or two returned to the jail and was again committed to custody, was arraigned in July and tried in September, and none of his neighbors, the persons making these affidavits, were called as witnesses, and no defense

made; is calculated to involve the question of his guilt or innocence in painful uncertainty. If the merits of the present application depended on that question, it would be necessary to examine it more critically. But in the opinion of the committee Murphy's guilt or innocence cannot at all affect the question between Jackson county and the State. If the county has a valid claim against the State, it must be based on the bare fact that a man was convicted of crime in another county, and imprisoned and set at liberty in Jackson county and afterwards became chargeable to that county. Whether innocent or guilty, could make no difference with the county. The cost of supporting him would be the same in either case. The equity of the claim would be the same in either case. And a similar claim, with reference to any other person who might be discharged from the State prison, by pardon or by expiration of his sentence, and who should afterwards, within a year or two, become chargeable to that county, would be equally meritorious.

Our statute recognizes county poor and township poor, but no State poor. It provides for the support of county poor by counties, and township poor by townships. It provides for the support of poor who have a settlement in another township or county, at the expense of the township or county to which they belong, and prescribes a penalty for bringing poor persons from one township or county to another, or from another State to any county in this State to be maintained; but makes no provision whatever for the support of poor persons at the expense of the State. It is not the policy of the law to make the poor a State charge.

Being a resident and inhabitant of a township one year, gives a person a settlement in that township.

Murphy was pardoned March 13, 1868. He was received into the Jackson county poor-house December 20, 1869,—more than a year and nine months after the pardon. Where he was during that year and nine months does not appear. He may

have gained a settlement in Jackson. How he came to apply for admission to that particular poor-house the committee are not informed.

It may be that the location of the State prison in Jackson county adds something to its pauper population, although we have no evidence of it. But if that is so, it can scarcely be doubted that the material advantage, to the county, of the location of the prison there, is immensely greater than all the disadvantages. The prison was not built at Jackson without the consent and contrary to the wishes of the inhabitants of the county. It was not forced upon them. They have not asked for its removal.

Murphy was not sent to prison by the irregular, unwarranted act of any State official, but in the ordinary, regular course of judicial proceedings in the district court of Mackinaw county. The case is not different, in any particular affecting Jackson county, from any other case of conviction and imprisonment in the State Prison.

The committee are of the opinion that the facts developed before them, do not make a case entitling Jackson county to the desired relief.

The persistence and apparent conviction that it had merits, with which this claim was pressed upon the attention of the committee, is our reason for reporting upon it at so much length. For the same reason, although we recommend that the joint resolution do not pass, if the gentleman who introduced it wishes to bring it before the House for consideration, the committee are quite willing that it should take that course.

The committee ask to be discharged from the further consideration of the subject.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cady,

The joint resolution was laid on the table.

By the committee on printing :

The committee on printing, to whom was referred

A bill to provide for the distribution of the laws regulating general elections and the registration of voters,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The object of this bill is to furnish in a cheap form, not exceeding eight or ten cents per copy, a full compilation of all constitutional and legal provisions affecting registration and suffrage of voters.

Amendments are now made at almost every session of the Legislature, and the exact provisions of law can only be known at the voting places by carrying several thick volumes, which is impracticable. If these laws are issued in pamphlet form, under official authority, it will enable all parties present at the places of registration or at the polls, to know the law and demand compliance with it by inspectors and returning officers under penalty of contested election. This will save uncertainty, unpleasant feeling, and heavy expenses where contests arise. One contested case of Wayne county six years ago cost about \$10,000, and another contested election contested election consumed two days' time of the last Legislature; and in both instances the difficulty arose from an imperfect knowledge of the law which this bill is designed to secure.

JAMES BURNS, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education:

The committee on education, to whom was referred

A bill to amend certain sections of an act entitled "An act to organize union school district of Bay City," approved March 20, 1867.

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Robinson moved that the House concur in the amendments made to the bill by the Senate ;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Green,	Mr. Ripley,	
Bailey,	Greusel,	Robinson,	
Breitung,	Haire,	Robertson,	
Briggs,	Haywood,	Rose,	
Brunson,	Hertzler,	Sanderson.	
Burns,	Hewitt,	Scott,	
Cady,	Hosner.	Sessions,	
Carter,	Hoyt,	Simpson,	
Chamberlain,	Kellogg,	Thomas,	
Climie,	Kipp,	Thompson,	
Cobb,	Knapp,	Van Aken,	
Cook,	Lewis,	A. Walker,	
Curtis,	Lockwood,	L. Walker,	
Drake,	Luce,	Walton,	
Drew,	Markey,	Warren,	
Edwards,	E. R. Miller,	Welker,	
Eggleston,	Mitchell,	West,	
Fancher,	Morse,	Wheeler,	
Ferguson,	O'Dell,	Withington,	
Garfield,	Perry,	Wixson,	
Garvelink,	Priest,	Zimmerman,	
Gilmore,	Remer,	Speaker,	
Gordon,	Rich,		68

NAYS.

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On motion of Mr. Robinson,

The House agreed to the title as amended by the Senate.

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

Speaker *pro tem.* also announced the following :

SENATE CHAMBER, {
Lansing, March 8, 1873. }

Speaker of the House of Representatives :

instructed by the Senate to transmit the fol-

lowing bill No. 123, entitled

"An act to amend an act to amend an act to incorporate the city of St. Joseph public records," approved March 26, 1867 ;

bill No. 127, entitled

"To declare copies of certain volumes of the records of St. Joseph public records ;

bill No. 165, entitled

"To allow mutual marine insurance companies to transact business within this State ;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE, .

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on private corporations.

The second named bill was read a first and second time by its title, and referred to the committee on State affairs.

The third named bill was read a first and second time by its title, and referred to the committee on insurance.

The Speaker *pro tem.* also announced the following :

SENATE CHAMBER, {
Lansing, March 8, 1873. }

Speaker of the House of Representatives :

Resolved—I am instructed by the Senate to transmit the following bill :

Senate bill No. 86, entitled

A bill to amend sections 4 and 5 of an act entitled "An act to organize the Michigan Asylum for the Insane, and more effectually to provide for the care, maintenance, and recovery of the insane," approved February 14, 1859, being sections 1914 and 1915 of chapter 52 of the compiled laws of 1871;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on Insane Asylum.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,
Lansing, March 8, 1873.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bills:

1, Senate bill No. 94, entitled

A bill to protect members of religious societies in the enjoyment of their civil rights;

2. Senate bill No. 99, entitled

A bill to provide for the payment of certain ditch orders in the county of Clinton;

3. Senate bill No. 100, entitled

A bill to prescribe the course of study in common schools;

4. Senate bill No. 130, entitled

A bill to amend an act entitled "An act to authorize proceedings by garnishment in the circuit courts and the district courts of the Upper Peninsula," approved March 16, 1861, being chapter 202 of the compiled laws of 1871, by adding a new section thereto, to stand as section 50;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on religious and benevolent societies.

The second named bill was read a first and second time by its title, and referred to the committee on drainage.

The third named bill was read a first and second time by its title, and referred to the committee on education.

The fourth named bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker *pro tem.* also announced the following :

SENATE CHAMBER, }
Lansing, March 10, 1873. }

the Speaker of the House of Representatives :

MR.—I am instructed by the Senate to transmit the following bills :

. Senate bill No. 125, entitled

a bill to cede jurisdiction to the United States of America of lands to be occupied in the enlargement and improvement of the St. Mary's Falls Ship Canal, Michigan,

. Senate bill No. 135, entitled

a bill to organize the township of Fife Lake, in the county of Grand Traverse ;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on federal relations.

The second named bill was read a first and second time by its title, and referred to the committee on towns and counties.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,
Lansing, March 10, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 21, entitled

A bill to amend section 2 of "An act for the more effectual prevention of cruelty to animals," approved April 15, 1871, being section 7782, chapter 254 of the compiled laws of 1871;

And to inform the House that the Senate has amended the same by striking out in line 3 of recited section 2 the words "or making a target of;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Bonine moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays as follows:

YEAS.

Mr. Ackley,
Bonine,
Breitung,
Brunson,
Burns,
Cady,
Carter,
Chamberlain,
Climie,
Cobb,
Cook,
Curtis,

Mr. Gilmore,
Gordon,
Green,
Greusel,
Haire,
Harris,
Haywood,
Hertzler,
Hewitt,
Hour,
Kellogg,
Kipp,

Mr. Parsons,
Perry,
Priest,
Remer,
Robertson,
Sanderson,
Scott,
Sessions,
Simpson,
Speed,
Thomas,
Thompson,

Mr. Drake, Drew, Edwards, Eggleston, Fancher, Ferguson, Garvelink,	Mr. Lockwood, Luce, Markey, Mitchell, Morse, O'Dell,	Mr. Van Aken, L. Walker, Wheeler, Withington, Zimmerman, Speaker,
		55

NAYS.

Mr. Bailey, Briggs, Garfield, Hosner, Hoyt, Lamb,	Mr. E. R. Miller, Rich, Ripley, Robinson, Rose, A. Walker,	Mr. J. Walker, Warren, Welker, West, Wixson,
		17

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

MOTIONS AND RESOLUTIONS.

Resolved, That the thanks of this House are hereby tendered to the Vescelius Trio for their beautiful singing this morning;

Which was adopted

On motion of Mr. Fancher,
House bill No. 174, entitled

A bill to repeal act No. 489 of the session laws of 1871, being an act to lay out and establish a State road in the counties of Midland and Gladwin, and to appropriate certain non-resident highway taxes for the construction thereof,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Fancher,
House bill No. 175, entitled

A bill to repeal act No. 419 of the session laws of 1871, being an act to provide for the laying out and constructing a State road in Isabella county;

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Ackley,

Senate bill No. 156, entitled

A bill to provide for the consolidation of the Young Men's Association of East Saginaw and the Ladies' Library Association of East Saginaw into one corporation, to be called the Library Association of East Saginaw, Mich.,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Morse,

Senate bill No. 80, entitled

A bill to amend section 1 of act 216 of the session laws of 1867, entitled "An act to replat a portion of the village of St. Louis, and to authorize the recording of the same,"

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Brunson,

Senate bill No. 81, entitled

A bill to organize the township of Wilson, in the county of Kalkaska,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Green,

Senate bill No. 47, entitled

A bill to amend sections 2 and 6, and to repeal section 9 of an act entitled "An act to establish an Insurance Bureau," approved April 13, 1871, being sections 1674, 1678, and 1681 of the compiled laws of 1871,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Burns,

House bill No. 170, entitled,

A bill to amend sections 6 and 7 of act No. 188 of the session laws of 1857, entitled, "An act to provide for the incorporation of mechanics' associations," approved 17, 1857, being sections 2800 and 2801 of the compiled laws of 1871,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Fancher,

House bill No. 196, entitled

A bill to repeal act No. 418 of the session laws of 1871, being an act to provide for the construction of a State road in the counties of Isabella, Midland, and Clare, and to release the taxes appropriated therefor to the townships from which they were taken ;

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

Mr. Ferguson moved to take from the table

A bill to provide for the construction of a State road in the county of Newaygo,

Which motion prevailed.

On motion of Mr. Ferguson,

The bill was placed on the order of third reading.

Mr. Chamberlain moved to take from the table

A bill to amend an act entitled "An act prescribing the duties of county surveyors," being act No. 140 of the session laws of 1869, approved April 3, 1869, being section 103 of chapter 10 of the compiled laws of 1871 ;

Which motion prevailed.

On motion of Mr. Chamberlain,

The bill was referred to the committee on towns and counties.

Mr. Sessions moved to discharge the committee of the whole from the further consideration of Senate bill No. 91, entitled

A bill to incorporate the village of Howard City ;

Which motion prevailed,

On motion of Mr. Sessions,

The bill was placed on the order of third reading.

Mr. Eggleston moved to discharge the committee of the whole from the further consideration of House bill No. 148, entitled

A bill to provide for determining and regulating the tolls, and for the care, charge, and operating of Portage Lake Superior ship canal.

Mr. Lamb demanded the yeas and nays on agreeing to the motion ;

The demand was seconded, and the motion did not prevail, by yeas and nays, as follows :

YEAS.

Mr. Breitung,	Mr. Gilmore,	Mr. Sanderson,	
Briggs,	Gordon,	Sessions,	
Buell,	Green,	Shaw,	
Burns,	Haire,	Speed,	
Cady,	Harris,	Thomas,	
Caplis,	Hoar,	Thompson,	
Cobb,	Hosner,	Walton,	
Cook,	Knapp,	Warren,	
Drake,	E. R. Miller,	Welker,	
Drew,	Mitchell,	Wheeler,	
Edwards,	Morse,	Zimmerman,	
Eggleston,	Parsons.	Speaker,	
Fancher,	Ripley,		38

NAYS.

Mr. Ackley,	Mr. Hewitt,	Mr. Rich,	
Bailey,	Hoyt,	Robinson,	
Bartholomew,	Kellogg,	Robertson,	
Bonine,	Kipp,	Rose,	
Brunson,	Lamb,	Scott,	
Carter,	Lewis,	Simpson,	
Chamberlain,	Lockwood,	Van Aken,	
Curtis,	Luce,	A. Walker,	
Ferguson,	Markey,	J. Walker,	
Garfield,	O'Dell,	L. Walker,	
Garvelink.	Perry,	West,	
Greusel,	Priest,	Wixson,	
Hertzler,	Remer,		38

Mr. Eggleston moved to discharge the committee of the whole from the further consideration of Senate manuscript bill, entitled

A bill to amend section 22 of chapter 176 of the compiled laws of 1871, relative to the courts of chancery, being section 5058 ;

Which motion prevailed.

On motion of Mr. Eggleston,

The bill was placed on the order of third reading.

n offered the following:

by the House (the Senate concurring), That the House will meet in joint convention on Thursday, at half-past 2 o'clock P. M., to receive any nomination the Governor may be pleased to make.

of Mr. Walton,

were suspended and the resolution was put on its passage.

tion was then adopted.

moved to take from the table the following:

That the committee of the whole be discharged after consideration of the following named bills:

Bill No. 146, entitled

to amend an act entitled "An act to incorporate the hall," approved February 14, 1859, by adding a hereto;

Bill No. 149, entitled

to prevent the destruction of muskrats and muskrat marshes along the shores of Maple river in the Clinton and Gratiot;

Bill No. 154, entitled

to authorize the purchase and improvement of Elmwood Cemetery, Detroit, for the interment of Michigan soldiers, not otherwise provided, a final and to make the necessary appropriations there-

Bill No. 162, entitled

to amend section 14 of act No. 259 of the session, being "An act to incorporate the village of" approved April 5, 1872;

Bill No. 173, entitled

to repeal an act entitled, "An act to provide for laying establishing a State road from town twenty-four ge four east, to the meridian," being act 443 of ws of 1871, approved April 15, 1871;

6. House bill No. 178, entitled

A bill to change the name of the First Methodist Episcopal church society in the city of Grand Rapids;

7. House bill No. 180, entitled

A bill to prevent the destruction of fish in Reed's Lake and Fisk's Lake in the township of Grand Rapids, in the county of Kent;

8. House bill No. 191, entitled

A bill to provide for the protection and propagation of the more valuable kinds of fish in Brace Lake, Calhoun county, Michigan;

9. House bill No. 194, entitled

A bill to enable the Thunder Bay River Boom Company to acquire title to lands and river frontage on the Thunder Bay river for the use of said company;

10. House bill No. 198, entitled

A bill to amend section eight of an act entitled "An act to incorporate the village of Saranac, in Ionia county," approved March 4, 1869, being act No. 246 of the session laws of 1869;

11. House bill No. 204, entitled

A bill to organize the township of Bloomfield, in the county of Huron;

12. House bill No. 205, entitled

A bill to amend section one of act number 274 of the session laws of 1871, entitled "An act to incorporate the village of Rockford," approved April 15th, 1871;

13. House bill No. 207, entitled

A bill authorizing the Hamtramck & Warren Plank Road Company to discontinue a part of their road;

14. House bill No. 211, entitled

A bill to authorize the Detroit & Prairie Mound Plank Road Company to collect the same tolls as are charged by the Detroit, Hamtramck & Warren Plank Road Association, to provide for the discontinuance of part of its road when paved;

No. 219, entitled

the catching of fish in certain of the
te;

No. 221, entitled

section one of an act entitled "An act to
llage of Leslie;"

No. 222, entitled

orate the village of South Lyon;

No. 53, entitled

the assessment roll of the township of Olam
ree county, for the year 1872.

No. 54, entitled

h certain territory from the town of Tay-
w county, and attach the same to the town
aid county ;

No. 58, entitled

ize the commissioners of highways of the
ington, in the county of Oakland, to procure
roads and public highways of said township,
of the original record thereof, heretofore

No. 70, entitled

e the name of the village plat of Wakasoo-
county, to Northport ;

No. 83, entitled

e the name of the township of Quilna, in
to Caldwell ;

No. 90, entitled

ze the counties of Roscommon, Ogemaw, and
add certain territory to the counties of
quette, and Presque Isle, and to repeal all
erewith ;

No. 91, entitled

orate the village of Howard City ;

No. 151, entitled

sections 1, 4, 7, 16, 17, 20, 22, 29, 32, 34, 36,

and 39, of "An act to incorporate the city of Hastings," approved March 11, 1871, and to add two new sections thereto, to stand as sections Nos. 49 and 50;

Also,

House joint resolution No. 16, entitled

Joint resolution for the relief of Delos A. Blodgett.

Mr. Hoyt offered the following substitute for the resolution:

Resolved, That the committee of the whole be discharged from the further consideration of the following named bills:

1. House bill No. 146, entitled

A bill to amend an act entitled "An act to incorporate the city of Marshall," approved February 14, 1859, by adding a new section thereto;

2. House bill No. 162, entitled

A bill to amend section 14 of act No. 259 of the session laws of 1871, being "An act to incorporate the village of Williamston," approved April 5, 1872;

3. House bill No. 173, entitled

A bill to repeal an act entitled "An act to provide for laying out and establishing a State road from town twenty-four north, of range four east, to the meridian," being act 443 of the session laws of 1871, approved April 15, 1871;

4. House bill No. 178, entitled

A bill to change the name of the First Methodist Episcopal church society in the city of Grand Rapids;

5. House bill No. 198, entitled

A bill to amend section 8 of an act entitled "An act to incorporate the village of Saranac, in Ionia county," approved March 4, 1869, being act number 246 of the session laws of 1869;

6. House bill No. 204, entitled

A bill to organize the township of Bloomfield, in the county of Huron;

7. House bill No. 205, entitled

A bill to amend section one of act number 274 of the ses-

871, entitled "An act to incorporate the village
' approved April 15, 1871 ;

ll No. 221, entitled

and section one of an act entitled "An act to
the village of Leslie ;"

ill No. 222, entitled

corporate the village of South Lyon ;

bill No. 53, entitled

legalize the assessment roll of the township of
in Missaukee county, for the year 1872 ;

bill No. 58, entitled

authorize the commissioners of highways of the
Farmington, in the county of Oakland, to procure
' the roads and public highways of said township,
a loss of the original record thereof, heretofore
fire ;

bill No. 70, entitled

change the name of the village plat of Wakazoo-
naw county, to Northport ;

bill No. 83, entitled

change the name of the township of Quilna, in
county, to Caldwell ;

agreed to.

tion as amended by the substitute was then

of Mr. Hoyt,

l named bills were placed on the order of third

· moved that the order of

UNFINISHED BUSINESS,

over for the day ;

ion prevailed.

GENERAL ORDER.

of Mr. Withington,

went into committee of the whole on the gen-

Mr. Perry in the chair.

After some time spent therein, the committee rose and through the chairman made the following report:

The committee of the whole have had under consideration the following entitled bill:

Senate manuscript bill entitled

A bill to incorporate the city of Negaunee;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill:

2. House bill No. 106, entitled

A bill to provide for the collection and preservation of the criminal statistics of this State, and the compensation to be made therefor,

But not having gone through therewith, have directed their chairman to report that fact to the House, and ask leave to sit again.

AARON PERRY, *Chairman.*

Report accepted.

The first named bill was placed on the order of third reading.

On motion of Mr. Kipp,

The request of the committee was concurred in, relative to the second named bill, and leave was granted them to sit again.

On motion of Mr. Van Aken,

The House took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker *pro tem.*

Roll called : quorum present.

GENERAL ORDER.

On motion of Mr. Welker,

The House went into committee of the whole on the general order,

Mr. Perry in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report :

The committee of the whole have had under consideration the following entitled bills :

1. House bill No. 106, entitled

A bill to provide for the collection and preservation of the criminal statistics of this State, and the compensation to be made therefor ;

2. House bill No. 151, entitled

A bill to provide for the removal of attachments, the same being a new section to chapter two hundred and one (201) of the compiled laws of 1871, being an act relative to "proceedings against debtors by attachment," to stand as section 32 ;

3. House bill No. 194, entitled

A bill to enable the Thunder Bay River Boom Company to acquire title to lands and river frontage on the Thunder Bay river, for the use of said Company ;

4. House bill No. 186, entitled

A bill relative to the payment of taxes ;

Have made no amendment thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills :

5. House bill No. 193, entitled

A bill to authorize and empower the board of control of State lands to make an appropriation of State swamp lands to aid in the construction of a railroad from the Straits of Mackinaw to Marquette harbor, on Lake Superior ;

6. House bill No. 143, entitled

A bill to legalize the action of the board of supervisors of the county of Kent authorizing the construction of a dam across Grand River at Grand Rapids, and to legalize the dam constructed at that point ;

7. House bill No. 152, entitled

A bill to relieve mining corporations and their officers in the Upper Peninsula, who have failed to make their reports and returns as required by law ;

8. House bill No. 153, entitled

A bill to establish a bureau of statistics ;

9. House bill No. 154, entitled

A bill to authorize the purchase and improvement of grounds in Elmwood Cemetery, Detroit, for the interment of deceased Michigan soldiers not otherwise provided a final resting place, and to make the necessary appropriations therefor.

10. House bill No. 155, entitled

A bill authorizing the board of control of the State Public School to purchase additional land for the use of the State Public School ;

11. House bill No. 156, entitled

A bill making an appropriation for the support of the State Public School, and providing for building additional cottages and other improvements for the same ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill :

12. House bill No. 148, entitled

A bill to provide for determining and regulating the tolls, and for the care, charge, and operating of Portage Lake and Lake Superior Ship Canal,

And have directed their chairman to report the same back to the House with the recommendation that it be referred to the committee on internal improvements.

The committee of the whole have also had under consideration the following entitled bill :

13. House bill No. 157, entitled

A bill to amend section nine of an act relative to the duties of boards of supervisors, approved April 8, 1851, being compiler's section 475, chapter 10 of the compiled laws of 1871 ;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

AARON PERRY *Chairman.*

Report accepted and committee discharged.

The first four mentioned bills were placed on the order of third reading.

On motion of Mr. Brunson,

The House concurred in the amendments made to the fifth, sixth, seventh, eighth, ninth, tenth, and eleventh named bills by the committee, and they were placed on the order of third reading.

On motion of Mr. Lockwood,

The House concurred in the recommendation of the committee relative to the twelfth named bill, and it was referred to the committee on internal improvements.

On motion of Mr. Walton,

The House concurred in this action of the committee relative to the last named bill, and the title was laid on the table.

Mr. E. R. Miller, leave being granted, offered the following :

Resolved, That the Sergeant-at-Arms be requested to cause this hall to be thoroughly ventilated immediately after each session ;

Which was adopted.

Mr. Rose, leave being granted, offered the following :

Resolved, That the special committee appointed by this House to investigate certain charges preferred against Augustine H. Giddings, circuit judge, be and hereby are authorized

to employ a stenographer to report such testimony as may be taken by and before them ;

Which was not adopted.

The Speaker *pro tem.* announced the following :

Lansing, Mich., March 10, 1873.

To the Speaker of the House of Representatives :

The undersigned was instructed by resolution of the House to see that the national flag was raised on the flag-staff each day during the session thereof, which duty has been performed up to the present time; but owing to the halliards being broken it will after this be impossible until the halliard is reefed; this cannot be done except by employing some person to climb the staff, which will necessarily incur some expense. Will the House instruct in the premises?

E. M. FITCH, *Sergeant-at-Arms.*

The communication was laid on the table.

On motion of Mr. Robertson,

The House adjourned.

Lansing, Wednesday, March 13, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Rev. Mr. Bangs.

Roll called : quorum present.

Absent without leave, Messrs. Bottomley and Garfield.

Mr. Rose asked and obtained leave of absence for the special committee on the charges against Judge Giddings, for the day.

Mr. Hoar asked and obtained leave of absence for Mr. Bottomley for the day.

Mr. Carter asked and obtained leave of absence for Mr. Garfield indefinitely, on account of sickness.

PRESENTATION OF PETITIONS.

By Mr. Drew: Remonstrance of Caleb Angevine and 13 others of Jackson county, against the improvement of Grand river in the townships of Blackman, Rives, and Tompkins;

Also: Remonstrance of R. H. Anderson and 14 others, for the same purpose;

Also: Remonstrance of G. W. True and 36 others, for the same purpose;

Also: Remonstrance of J. Bolton and 7 others, for the same purpose;

Referred to the committee on internal improvements.

By Mr. Eggleston: Petition of Isaac Russel and 14 others for the formation of a new county, to be called Watkins county;

Also: Petition of L. Boyhinson and 34 others, for the same purpose;

Also: Petition of Jesse Blake and 83 others, for the same purpose;

Also: Petition of W. House and 140 others, for the same purpose;

Referred to the committee on towns and counties.

By Mr. Pierce: Remonstrance of Leander A. Maples and 316 others, against annexing a portion of the township of Greenfield to the township of Springwells, Wayne county;

Referred to the committee on towns and counties.

The following is the remonstrance:

To the Honorable, the Legislature of the State of Michigan:

We, the undersigned citizens of the township of Greenfield, respectfully remonstrate against the annexation of a part of the township of Greenfield to the township of Springwells, and further respectfully represent to your honorable body:

That the township of Springwells, although not containing so large an area of territory as Greenfield, is nevertheless considered to be about as valuable, the last equalization of the taxable property of each by the board of supervisors of this

county being as follows:—Greenfield, 550,599 dollars, Springwells, 503,331 dollars;

That the population of Springwells greatly exceeds that of Greenfield;

That the part of Greenfield sought to be annexed, is by far the best part thereof, being in fact the only land in said township that can be called good farming land;

That what would be left of said township, should such annexation take place, is principally very poor land, nearly one-half being bottomless marshes which can never be brought under cultivation, there being about ten sections through which no roads can be opened without enormous expense, toward which the whole township should be taxed, the whole of it having been taxed for improvements in the south part (being the part sought to have annexed to Springwells);

That should a part of Springwells be annexed to the city of Detroit, it still would be far more valuable than some of the towns in this county;

That the proposition to annex a part of this township to Springwells is a scheme originating with a few politicians in and out of our township, for the purpose of gratifying their own selfish designs;

That said annexation would make a great many of our school districts fractional districts, to which we are decidedly opposed;

That should such annexation take place, it would bring upon us endless troubles in dividing our debts, as well as our property, and would probably cause some ruinous litigation;

That an overwhelming majority of the people in the part sought to be annexed are emphatically opposed to said annexation;

That an attempt was made some years ago to annex a part of Greenfield to Springwells before the board of supervisors, of this county, which said board refused to do;

Your petitioners do earnestly pray that your honorable body will protect them from such annexation.

By Mr. Caplis: Memorial for the repeal of the prohibitory liquor law.

The memorial having been read, Mr. Caplis moved that it be spread at large on the journal;

Which motion did not prevail.

The memorial was then referred to the committee on State affairs.

By Mr. Brietung: Petition of G. D. Johnson and 300 others, for the incorporation of Ishpeming as a city;

Referred to the committee on municipal corporations.

By Mr. Bailey: Petition of the union school board of Owosso, relative to the repeal of portions of the act for the relief of school districts;

Referred to the committee on education.

By Mr. Perry: Petition of G. L. Schooley and 45 others, for the repeal of the prohibitory liquor law, etc.;

Referred to the committee on State affairs.

By Mr. Knapp: Petition of P. D. Warner and 6 others, asking the reduction of the tax on insurance companies;

Referred to the committee on insurance.

The following is the petition:

To the Legislature of Michigan:

The undersigned, citizens of Farmington, Oakland county, understanding that the subject of taxation of insurance companies is under consideration by the Legislature, would most respectfully represent: That in the judgment of your petitioners it is as unwise as it is unjust for the State to impose a tax of three per cent upon that portion of the premiums received by insurance companies which is absorbed by the payment of losses within the State. By a recent report of the Commissioner of Insurance, it appears that five-eighths of the gross amount of premiums received go in payment of losses, while two-thirds of what remains is absorbed by commissions and other expenses, leaving only one-eighth of the gross amount of premiums received as the annual profits of the

business, upon which, by the provisions of existing laws, the State demands and collects a tax of 24 per cent each year, which largely exceeds the rate of taxation imposed upon any other class of property or business, either individual or corporate, in the State, within the knowledge of your petitioners. Therefore your petitioners, believing such a tax to be not only unreasonable, but calculated to discourage legitimate business enterprise within the State, would most respectfully ask a modification of the same to at least one-third the present rate, and as in duty bound, your petitioners will ever pray.

FARMINGTON, March 10, 1873.

By Mr. Eggleston: Petition for the purchase of the portrait of the late Dr. Douglass Houghton ;

Referred to the special committee on the purchase of "The trial of Red Jacket."

By Mr. Shaw: Remonstrance of E. Shephard and 188 others, against amending the charter of the city of Charlotte ;

Referred to the committee on municipal corporations.

By Mr. Welker: Petition of F. F. Taylor and 231 others, asking for the formation of a new county, to be called Watkins county ;

Referred to the committee on towns and counties.

By Mr. Striker: Remonstrance of D. McOmber and 48 others, against the bridging of the Thornapple river at the county expense ;

Referred to the committee on roads and bridges.

By Mr. Bartholomew: Petition of W. H. Pinckney and 37 others, in favor of submitting to the people an amendment to the constitution granting to females the right of suffrage ;

Also: Petition of S. D. Bingham and 45 others, for the same purpose ;

Referred to the committee on State affairs.

By Mr. E. C. Watkins: Petition of J. F. Brown and 82 other business men of Mecosta county, for a law requiring the Grand Rapids & Indiana Railroad Company to furnish neo-

ities for the convenience of its patrons, to
 npt delivery of goods shipped on said road,
 eople from the extortions of said railroad

Fred F. Taylor and 30 others, of Montcalm
 purpose ;

John Conger and 30 others, of Howard
 irpose ;

W. D. Sabin and 44 others, of Howard
 irpose ;

Stone & Seeley and 32 others, of Sand
 urpose.

L. W. Stetes and 27 others, of Cedar
 e purpose ;

Barnhart & Co., and 54 others, for the

A. Minee and 51 others, for the same pur-

G. W. Heilen and 45 others, for the same
 purpose ;

also : Petition of H. C. Russell and 20 others, of Cedar
 nga, for the same purpose ;

also : Petition of W. P. Andrews & Co., and 42 others, of
 ur Springs, for the same purpose ;

also : Petition of R. S. Robinson and 43 others, of Lock-
 l, for the same purpose ;

also : Several communications, affidavits, and freight bills
 aining to and elucidating the same subject ;

ferred to the special committee on the Grand Rapids &
 ana Railroad.

REPORTS OF STANDING COMMITTEES.

y the committee on drainage :

he committee on drainage, to whom was referred

bill to amend section 12 of "an act to provide for the drain-
 of awamps, marshes, and other low lands," approved March
 .869, being section 1756 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

This bill relieves parties from penalties imposed for the non-payment of ordinary taxes, giving a fair compensation to the State in interest as use for the money, and places the township drain law, as to enforcement of collection of taxes, the same as provided in other cases.

S. D. PRIEST, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cady,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred Senate bill No. 135, entitled

A bill to organize the township of Fife Lake in the county of Grand Traverse,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on elections:

The committee on elections, to whom was referred Senate bill No. 104, entitled

A bill to repeal act No. 186 of 1871, directing the Secretary

e the electors of this State with ballots on
endments,

ort that they have had the same under con-
ve directed me to report the same back to
ut amendment, and recommend that it do
e discharged from the further consideration

having ascertained that the State and coun-
r some \$2,700 for the ballots mentioned in
r being satisfactorily informed that each of
hemselves can get the same amount of ballots
o each of not more than \$10, thereby mak-
2,000, recommend that the law be repealed.

JAMES BURNS, *Chairman.*

l and committee discharged.

ferred to the committee of the whole, and
eral order.

tee on education :

on education, to whom was referred
il act No. 425 of the session laws of 1871,
to detach certain real estate from school dis-
al of Parma, Sandstone, Concord, and Spring
the same to school district No. 3 of Parma,
ort that they have had the same under con-
ve directed me to report the same back to
ut amendment, and recommend that it do
be discharged from the further considera-
t.

A. K. WARREN, *Chairman.*

l and committee discharged.

ordered printed, referred to the commit
and placed on the general order.

tee on public health :

on public health, to whom was referred
26, entitled

A bill to provide for the disinterment of dead bodies in certain cases, for the purpose of holding inquests thereon,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The purpose of this bill is to authorize justices of the peace to disinter dead bodies in cases of suspected poisoning, and ought to pass.

I. H. BARTHOLOMEW, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on public health :

The committee on public health, to whom was referred

A bill to grant twenty-five thousand acres of land to the Detroit Medical College,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

Your committee believe that the Detroit Medical College is a worthy institution, possessing superior facilities for chemical instruction, and think it should receive the aid asked.

I. H. BARTHOLOMEW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public health :

The committee on public health, to whom was referred

A bill to prevent the advertisement and sale of drugs or medicines designed to produce criminal abortions,

Respectfully report that they have had the same under con-

re directed me to report the same back to
t amendment, and recommend that it do
discharged from the further consideration

bill is sufficiently indicative of its purpose,
e need not urge its necessity,—that is
own.

I. H. BARTHOLOMEW, *Chairman.*
and committee discharged.
ered printed, referred to the committee of
ed on the general order.
e on the Asylum for the Insane :
n the Asylum for the Insane, to whom was
No. 86, entitled
sections 4 and 5 of an act entitled “An act
chigan Asylum for the Insane, and more
le for the care, maintenance, and recovery
oved February 14, 1859, being sections 1914
r 52 of the compiled laws of 1871,
rt that they have had the same under con-
e directed me to report the same back to
amendment, and recommend that it do
discharged from the further consideration

E. J. BONINE, *Chairman.*
and committee discharged.
erred to the committee of the whole, and
al order.
e on education :
e education, to whom was referred
an act entitled “An act relative to free
of Detroit,” approved February 24, 1869,
rt that they have had the same under con-
e directed me to report the same back to
t amendment and recommend that it do

pass, and ask to be discharged from the further consideration of the subject.

A. K. WARREN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 130, entitled

A bill to amend an act entitled "An act to authorize proceedings in garnishment in the circuit courts of the Upper Peninsula," approved March 16, 1861, being chapter 202 of the compiled laws of 1871, by adding a new section to stand as section 50 ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill is intended to authorize courts to discontinue proceedings where plaintiff neglects to prosecute his suit.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to amend section 5285, chapter 178 of the compiled laws of 1871, entitled "Courts held by justices of the peace,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill repeals a provision authorizing a judgment against a party without notice where a person is found that is indebted

arnishment is served upon the debtor in

HENRY A. SHAW, *Chairman.*

and committee discharged.

lered printed, referred to the committee of
ced on the general order.

se on elections:

on elections, to whom was referred Senate
ed

the county clerks in each of the counties of
le uniform ballots on constitutional amend-
election of Justices of the Supreme Court
a University,

l requires county clerks to have printed and
to supply the electors of every township, ward,
t in their several counties with ballots for all
ices of the Supreme Court and Regents of the
biennial election to be held in the State of
rst Monday in April, 1873, and every second
and suitably prepared ballots at least ten
general election at which constitutional
be voted upon by the people.

spectfully report that the committee have
er consideration, and have directed me to
ck to the House, without amendment, and
it do pass, and ask to be discharged from
eration of the subject.

JAMES BURNS, *Chairman.*

and committee discharged.

dered printed, referred to the committee of
aced on the general order.

se on drainage:

on drainage, to whom was referred

for the payment of certain ditch or drain-

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

This bill provides that where labor has been performed in good faith, but in consequence of the acts of the agents of counties, taxes assessed and attempted to be collected under the drainage laws of the State to pay for said labor cannot be enforced on account of informalities or irregularities of such assessment, the supervisors of such counties shall provide for such payment.

D. S. PRIEST, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cady,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER, }
Lansing, March 12, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to inform the House that Senators Wheeler, Clubb, and Neasmith have been appointed on the part of the Senate to act with a committee of five on the part of the House, to whom shall be referred the message of the Governor on the subject of executive nominations, to be submitted to the two Houses in joint convention.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The message was laid on the table.

announced the following :

SENATE CHAMBER, }
Lansing, March 11, 1873. }

the House of Representatives :

acted by the Senate to transmit the follow-
n :

lution No. 7, entitled

for the relief of E. O. Grosvenor and others,
ed the Senate by a two-thirds vote of all the
in which the concurrence of the House is

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

ion was read a first and second time by its
o the committee on ways and means.

announced the following :

SENATE CHAMBER, }
Lansing, March 11, 1873. }

the House of Representatives :

acted by the Senate to transmit the follow-

n. 134, entitled

the name of the township of Round Lake,
Alaska, to Clearwater ;

n. 136, entitled

the name of the township of Kaska, in the
a, to Springfield ;

ed the Senate by a majority vote of all the
by a vote of two-thirds of all the Senators
d to take immediate effect, and in all of
ence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

1 bills were read a first and second time

On motion of Mr. Hoyt,

The rules were suspended, and the bills were placed on the order of third reading.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, February 11, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill :

Senate bill No. 115, entitled

A bill to amend section 8 of chapter 69, of the compiled laws of 1871, relative to “the manufacture and sale of intoxicating drinks as a beverage ;”

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 10, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills :

Senate bill No. 106, entitled

A bill to establish a bureau of industrial statistics,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

read a first and second time by its title, and committee on State affairs.

also announced the following :

SENATE CHAMBER, {
Lansing, March 10, 1873. }

of the House of Representatives :

instructed by the Senate to transmit the fol-

o. 129, entitled

and section 599 of the compiled laws of 1871, quarterly return of qualified notaries public by

passed the Senate by a majority vote of all the and by a vote of two-thirds of all the Senators read to take immediate effect, and in all of which s of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

read a first and second time by its title, and committee on judiciary.

also announced the following:

SENATE CHAMBER, {
Lansing, March 10, 1873. }

of the House of Representatives :

instructed by the Senate to transmit the follow-

o. 132, entitled

and sections 793, 799, and 800 of the compiled being sections 2, 8, and 9 of an act entitled "An for taking the census and statistics of this d February 9, 1853,

passed the Senate by a majority vote of all the

Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 10, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill :

Senate bill No. 128, entitled

A bill to amend section 7447 of the compiled laws of 1871, relative to fees of justices of the peace,

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 8, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bills :

House bill No. 42, entitled

A bill to amend section 57 of chapter 176, being section 5093 of the compiled laws of 1871, relative to cases in chancery,

And to inform the House that the Senate has amended the same by striking out, in line 13 of recited section 7, "such

ng in lieu thereof "the same is made and

of which, as thus amended, the Senate has majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

red that the House concur in the amend-
bill by the Senate ;

did not prevail, by yeas and nays, as follows

YEAS.

0

NAYS.

Mr. Hertzler,	Mr. Sessions,
Hoar,	Shaw,
Hoyt,	Simpson,
Kellogg,	Smith,
Kipp,	Speed,
Lamb,	Striker,
Lewis,	Thompson,
Lockwood,	Van Aken,
Luce,	Van Scoy,
Markey,	A. Walker,
E. R. Miller,	F. Walker,
Mitchell,	J. Walker,
Morse,	L. Walker,
O'Dell,	Walton,
Perry,	Warren,
Pierce,	E. C. Watkins,
Priest,	Welker,
Remer,	West,
Rich,	Wheeler,
Ripley,	Withington,
Robertson,	Wixson,
Sanderson,	Zimmerman,
Scott,	

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nounced the following :

SENATE CHAMBER, {
Lansing, March 10, 1873. }

the House of Representatives :

tructed to return to the House the follow-

House manuscript bill, entitled

A bill to re-incorporate the village of Saint Louis;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

THIRD READING OF BILLS.

Senate manuscript bill, entitled

A bill to incorporate the city of Negaunee,

Being under consideration,

On motion of Mr. Buell,

The bill was re-committed to the committee on municipal corporations.

House bill No. 99, entitled

A bill to establish a board of commissioners to increase the product of the fisheries, and to make an appropriation therefor,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Lockwood moved that there be a call of the House;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members were reported absent without leave: Messrs. Ferguson and Knapp.

On motion of Mr. Remer,

All further proceedings under the call were dispensed with.

The question being on the passage of the bill,

Mr. E. R. Miller moved to amend the bill by striking out of

the enacting clause up to the word
and inserting in lieu thereof the follow-

of the Governor, by and with the con-
appoint two persons, residents of this
Governor, shall constitute a Board of
who shall hold their office until the
regular session of the Legislature, who

it prevail.

eed,

mitted to the committee on fisheries.

ntitled

the construction of a State road in the

ne and was not passed, a majority of
not voting therefor, by yeas and nays, as

YEAS.

Mr. Hertzler,	Mr. Remer,
Hewitt,	Rich,
Hoar,	Robertson,
Hosner,	Scott,
Hoyt,	Shaw,
Kipp,	Simpson,
Lamb,	Smith,
Lewis,	Speed,
Lockwood,	Van Scoy,
Luce,	Welker,
Markey,	Wheeler,
Morse,	Wixson,
Perry,	

38

NAYS.

Mr. Mitchell,	Mr. Thompson,
Noyes,	Van Aken,
O'Dell,	A. Walker,
Parsons,	F. Walker,
Pierce,	J. Walker,
Priest,	L. Walker,
Ripley,	Walton,

Mr. Garvelink,
 Gilmore,
 Greusel,
 Haire,
 Kellogg,
 E. R. Miller,

Mr. Robinson,
 Sanderson,
 Sessions,
 Striker,
 Thomas,

Mr. Warren,
 E. C. Watkins,
 West,
 Withington,
 Zimmerman,

House bill No. 146, entitled

A bill to amend an act entitled "An act to incorporate the city of Marshall," approved February 14, 1859, by adding a new section thereto ;

Was read a third time and passed, a majority of all the members elect voting therefor by yeas and nays, as follows:

YEAS.

Mr. Ackley,
 Bailey,
 Breitung,
 Briggs,
 Buell,
 Burns,
 Cady,
 Carter,
 Chamberlain,
 Climie,
 Cook,
 Curtis,
 Drake,
 Drew,
 Edwards,
 Eggleston,
 Fancher,
 Fey,
 Gordon,
 Green,
 Greusel,
 Haire,
 Haywood,

Mr. Hertzler,
 Hewitt,
 Hoar,
 Hosner,
 Hoyt,
 Kellogg,
 Kipp,
 Lewis,
 Lockwood,
 Luce,
 Markey,
 E. R. Miller,
 Mitchell,
 Morse,
 Noyes,
 O'Dell,
 Parsons,
 Perry,
 Pierce,
 Priest,
 Remer,
 Robertson,
 Sanderson,

Mr. Sessions,
 Shaw,
 Simpson,
 Smith,
 Speed,
 Striker,
 Thomas,
 Thompson,
 Van Aken,
 Van Scoy,
 A. Walker,
 J. Walker,
 L. Walker,
 Walton,
 Warren,
 E. C. Watkins,
 Welker,
 West,
 Wheeler,
 Withington,
 Wixson,
 Zimmerman,
 Speaker,

69

NAYS.

Mr. Ripley,

Title agreed to.

On motion of Mr. Mitchell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

o. 162, entitled

and section 14 of act No. 259 of the session laws

“An act to incorporate the village of William-
l April 5, 1872,

third time and passed, a majority of all the
voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Hoar,	Mr. Robertson,
Hosner,	Sanderson,
Kellogg,	Sessions,
Kipp,	Shaw,
Lamb,	Simpson,
Lewis,	Smith,
Lockwood,	Speed,
Markey,	Thomas,
in, E. R. Miller,	Thompson,
Mitchell,	Van Scoy,
Morse,	A. Walker,
Noyes,	F. Walker,
O'Dell,	L. Walker,
Parsons,	Walton,
Perry,	Warren,
Pierce,	E. C. Watkins
Priest,	West,
Remer,	Wheeler,
Rich,	Withington,
Ripley,	Wixson,
Robinson,	Zimmerman,

63

NAYS.

Mr. J. Walker,	Mr. Welker,
n,	4
to.	

of Mr. A. Walker,

two-thirds of all the members elect, the bill was
: immediate effect.

No. 58, entitled

authorize the commissioners of highways of the
armington, in the county of Oakland, to procure
the roads and public highways of said township,

to supply the loss of the original record thereof heretofore destroyed by fire,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Hoar,	Mr. Shaw,
Breitung,	Hosner,	Simpson,
Burns,	Hoyt,	Speed,
Cady,	Kellogg,	Striker,
Carter,	Kipp,	Thomas,
Chamberlain,	Lamb,	Thompson,
Climie,	Lewis,	Van Scoy,
Cook,	Lockwood,	A. Walker,
Curtis,	Luce,	F. Walker,
Drew,	Markey,	J. Walker,
Eggleston,	E. R. Miller,	L. Walker,
Fancher,	Mitchell,	Walton,
Fey,	O'Dell,	Warren,
Garvelink,	Parsons,	E. C. Watkins,
Gilmore,	Perry,	Welker,
Gordon,	Pierce,	West,
Green,	Priest,	Wheeler,
Greusel,	Remer,	Withington,
Haire,	Rich,	Wixson,
Haywood,	Robertson,	Zimmerman,
Hertzler,	Robinson,	Speaker,
Hewitt,	Sanderson,	

NAYS.

Mr. Briggs,	Mr. Sessions,	Mr. Van Aken,
Noyes,		

Title agreed to.

On motion of Mr. Buell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 91, entitled

A bill to incorporate the village of Howard City,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Hoar,	Mr. Sessions,
Bailey,	Hosner,	Simpson,

Mr. Breitung,	Mr. Hoyt,	Mr. Smith,
Briggs,	Kellogg,	Speed,
Buell,	Kipp,	Striker,
Burns,	Lewis,	Thomas,
Cady,	Lockwood,	Thompson,
Carter,	Luce,	Van Aken,
Chamberlain,	Markey,	Van Scoy,
Climie,	E. B. Miller,	A. Walker,
Cook,	Mitchell,	F. Walker,
Curtis,	Morse,	J. Walker,
Drake,	Noyes,	L. Walker,
Drew,	O'Dell,	Walton,
Edwards,	Parsons,	Warren,
	Perry,	C. W. Watkins,
	Pierce,	E. C. Watkins,
	Priest,	Welker,
	Remer,	West,
	Rich,	Wheeler,
	Ripley,	Withington,
	Robinson,	Wixson,
	Robertson,	Zimmerman,
	Sanderson,	Speaker.
	Scott,	74
	NAYS.	

1

ed to.

of Mr. Sessions,

of two-thirds of all the members elect, the bill was
ke immediate effect.

No. 53, entitled

legalize the assessment roll of the township of
in Missaukee county, for the year 1872,

third time and passed, a majority of all the mem-
ing therefor, by yeas and nays, as follows :

YEAS.

Mr. Hertzler,	Mr. Scott,
Hewitt,	Sessions,
Hoar,	Shaw,
Hoener,	Simpson,
Kellogg,	Smith,
Kipp,	Striker,

Mr. Cady, Carter, Chamberlain, Climie, Cook, Curtis, Drake, Drew, Edwards, Eggleston, Fancher, Fey, Garvelink, Gilmore, Gordon, Green, Grensel, Haire, Haywood,	Mr. Lamb, Lewis, Lockwood, Luce, Markey, E. R. Miller, Mitchell, Morse, O'Dell, Parsons, Perry, Pierce, Priest, Remer, Rich, Ripley, Robinson, Robertson, Sanderson,	Mr. Thomas, Thompson, Van Scoy, A. Walker, F. Walker, J. Walker, L. Walker, Walton, Warren, C. W. Watkins, E. C. Watkins, Welker, West, Wheeler, Withington, Wixson, Zimmerman, Speaker
	NAYS.	74

Mr. Hoyt, Mr. Van Aken, 2

Title agreed to.

On motion of Mr. Green,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 173, entitled

A bill to repeal an act entitled "An act to provide for laying out and establishing a State road from town 24 north, of range 4 east, to the meridian," being act 443 of the session laws of 1871, approved April 15, 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley, Bailey, Bottomley, Breitung, Briggs, Burns, Cady, Chamberlain,	Mr. Hertzler, Hewitt, Hoar, Hoaner, Hoyt, Kellogg, Kipp, Lewis,	Mr. Scott, Sessions, Shaw Smith, Striker, Thomas, Thompson, Van Aken,
---	--	--

Mr. Luce,	Mr. Van Scoy,
Markey,	A. Walker,
E. R. Miller,	F. Walker,
Mitchell,	J. Walker,
Morse,	L. Walker,
Noyes,	Walton,
O'Dell,	C. W. Watkins,
Parsons,	E. C. Watkins,
Perry,	West,
Priest,	Wheeler,
Ripley,	Withington,
Robinson,	Wixson,
Robertson,	Zimmerman,
Sanderson,	Speaker,

68

NAYS.

Mr. Pierce,	Mr. Welker,	3
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l, entitled

the name of the First Methodist Episcopal
the city of Grand Rapids ;

time and passed, a majority of all the
; therefor, by yeas and nays, as follows :

YEAS.

Mr. Hertzler,	Mr. Robertson,
Hewitt,	Sanderson,
Hoar,	Scott,
Hosner,	Simpson,
Hoyt,	Striker,
Kellogg,	Thomas,
Kipp,	Thompson,
Lamb,	Van Aken,
Lewis,	Van Scoy,
Lockwood,	A. Walker,
Luce,	F. Walker,
Markey,	J. Walker,
E. R. Miller,	L. Walker,
Mitchell,	Walton,
Morse,	C. W. Watkins,
Noyes,	E. C. Watkins,
O'Dell,	Welker,
Parsons,	West,

Mr. Gilmore, Gordon, Green, Greusel, Haire, Haywood,	Mr. Perry, Pierce, Priest, Ripley, Robinson,	Mr. Wheeler, Withington, Wixson, Zimmerman, Speaker,	70
	NAYS.		0

Title agreed to.

On motion of Mr. Eggleston,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 83, entitled

A bill to change the name of the township of Quilna, in Missaukee county, to Caldwell,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley, Bailey, Bottomley, Breitung, Briggs, Burns, Cady, Carter, Chamberlain, Olimie, Curtis, Drake, Drew, Edwards, Fancher, Ferguson, Fey, Garvelink, Gilmore, Gordon, Green, Greusel, Haire,	Mr. Haywood, Hertzler, Hoar, Hosner, Hoyt, Kellogg, Kipp, Knapp, Lewis, Lockwood, Luce, Markey, E. R. Miller, Mitchell, Noyes, O'Dell, Parsons, Perry, Pierce, Priest, Remer, Robinson, Robertson,	Mr. Sanderson, Scott, Shaw, Simpson, Smith, Striker, Thomas, Thompson, Van Aken, Van Scoy, A. Walker, J. Walker, L. Walker, Walton, C. W. Watkins, E. C. Watkins, Welker, West, Wheeler, Withington, Wixson, Speaker,	68
	NAYS.		0

Title agreed to.

Mr. Ferguson,

two-thirds of all the members elect, the bill
take immediate effect.

198, entitled

and section 8 of an act entitled "An act to
village of Saranac, in Ionia county," approved
being act No. 246 of the session laws of 1869,
third time and passed, a majority of all the
oting therefor, by yeas and nays, as follows:

YEAS.

Mr. Haywood,	Mr. Robinson,
Hertzler,	Sanderson.
Hoar,	Scott,
Hosner,	Shaw,
Hoyt,	Simpson,
Kellogg,	Smith,
Lamb,	Striker,
Lewis,	Thomas,
n, Lockwood,	Thompson,
Luce,	Van Scoy,
Markey,	A. Walker,
E. R. Miller,	F. Walker,
Mitchell,	J. Walker,
Morse,	L. Walker,
Noyes,	Walton,
O'Dell,	C. W. Watkins,
Parsons,	E. C. Watkins,
Perry,	West,
Pierce,	Wheeler,
Priest,	Withington,
Remer,	Wixson,
Ripley,	Speaker, 66

NAYS.

1

o.

Mr. Kellogg,

two-thirds of all the members elect, the bill
take immediate effect.

70, entitled

age the name of the village plat of Wakazoo-
w county, to Northport,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Hosner,	Mr. Rose,
Bottomley,	Kellogg,	Sanderson,
Brunson,	Kipp,	Scott,
Burns,	Knapp,	Shaw,
Cady,	Lewis,	Simpson,
Carter,	Lockwood,	Smith,
Climie,	Markey,	Striker,
Drake,	Mitchell,	Thomas,
Drew,	Morse,	Thompson,
Edwards,	Noyes,	Van Scoy,
Fancher,	O'Dell,	L. Walker,
Fey,	Parsons,	Walton,
Greusel,	Perry,	E. C. Watkins,
Haire,	Pierce,	West,
Haywood,	Priest,	Wheeler,
Hertzler,	Robertson,	Speaker,
Hoar,		

NAYS.

Mr. Briggs,	Mr. Gordon,	Mr. A. Walker,
Buell,	Hoyt,	J. Walker,
Cook,	Luce,	C. W. Watkins,
Curtis,	E. R. Miller,	Welker,
Garvelink,	Robinson,	Withington,
Gilmore,	Van Aken,	Wixson,

Mr. Buell moved to reconsider the vote by which the House refused to pass the bill ;

Which motion prevailed.

Mr. Buell moved to reconsider the vote by which the House concurred in the amendment made to the bill by the committee in striking out the word "Northport," and inserting in lieu thereof the word "Epizoo ;"

Which motion prevailed.

The question being on concurring in the amendment,

The motion did not prevail.

The question being on the passage of the bill,

ien passed, a majority of all the members
or, by yeas and nays, as follows :

YEAS.

Mr. Greusel,	Mr. Ripley,
Haire,	Robinson,
Harris,	Robertson,
Haywood,	Rose,
Hertzler,	Sanderson,
Hosner,	Scott,
Hoyt,	Shaw,
Kellogg,	Simpson,
Kipp,	Smith,
Knapp,	Striker,
Lamb,	Thomas,
Lewis,	Thompson,
Lockwood,	Van Aken,
Luce,	Van Scoy,
Markey,	A. Walker,
E. R. Miller,	F. Walker,
Mitchell,	J. Walker,
Morse,	L. Walker,
Noyes,	Walton,
O'Dell,	E. C. Watkins,
Parsons,	Welker,
Perry,	West,
Pierce,	Withington,
Priest,	Wixson,
Remer,	Speaker,

76

NAYS.

0

fr. Hosner,
wo-thirds of all the members elect, the bill
to immediate effect.
204, entitled
ze the township of Bloomfield, in the county

ird time and passed, a majority of all the
ing therefor, by yeas and nays, as follows :

YEAS.

Mr. Haire,	Mr. Robinson,
Harris,	Rose,

Mr. Bartholomew,	Mr. Haywood,	Mr. Sanderson,	
Bonine,	Hertzler,	Scott,	
Briggs,	Hoar,	Shaw,	
Brunson,	Hosner,	Simpson,	
Buell,	Hoyt,	Smith,	
Burns,	Kellogg,	Striker,	
Cady,	Kipp,	Thomas,	
Caplis,	Lamb,	Thompson,	
Carter,	Lewis,	Van Aken,	
Chamberlain,	Lockwood,	Van Scoy,	
Climie,	Luce,	A. Walker,	
Cook,	Markey,	F. Walker,	
Drew,	E. R. Miller,	J. Walker,	
Edwards,	Mitchell,	L. Walker,	
Fancher,	Morse,	Walton,	
Ferguson,	Noyes,	E. C. Watkins,	
Fey,	O'Dell,	Welker,	
Garvelink,	Parsons,	West,	
Gilmore,	Perry,	Wheeler,	
Gordon,	Pierce,	Withington,	
Grant,	Priest,	Wixson,	
Green,	Remer,	Speaker	
Greusel,	Robertson,		74
	NAYS.		0

Title agreed to.

On motion of Mr. Haywood,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 205, entitled

A bill to amend section one of act number 274 of the session laws of 1871, entitled "An act to incorporate the village of Rockford, approved April 15, 1871,

Was read a third time and passed, a majority of all the the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Harris,	Mr. Robinson,
Bailey,	Haywood,	Robertson,
Bartholomew,	Hertzler,	Rose,
Bottomley,	Hewitt,	Sanderson,
Briggs,	Hoar,	Scott,
Brunson,	Hosner,	Simpson,

Mr. Hoyt,	Mr. Smith,	
Kellogg,	Striker,	
Kipp,	Thomas,	
Knapp,	Thompson,	
Lamb,	Van Aken,	
Lewis,	Van Scoy,	
Lockwood,	A. Walker,	
Luce,	F. Walker,	
Markey,	J. Walker,	
E. R. Miller,	L. Walker,	
Mitchell,	Walton,	
Morse,	C. W. Watkins,	
Noyes,	Welker,	
O'Dell,	West,	
Parsons,	Wheeler,	
Perry,	Withington,	
Pierce,	Wixson,	
Priest,	Speaker	
Remer,		74
NAYS.		0

r. Buell,

two-thirds of all the members elect, the bill
to immediate effect.

21, entitled

section one of an act entitled "An act to
change of Lealic,"

and time and passed, a majority of all the
being therefor, by yeas and nays, as fol-

YEAS.

Mr. Green,	Mr. Robinson,
Greusel,	Robertson,
Harria,	Sanderson,
Haywood,	Scott,
Hertaler,	Shaw,
Hoar,	Simpson,
Hosner,	Smith,
Hoyt,	Striker,
Kellogg,	Thomas,
Kipp,	Thompson,

Mr. Caplis,
Carter,
Chamberlain,
Climie,
Cook,
Curtis,
Drew,
Edwards,
Fancher,
Ferguson,
Fey,
Garvelink,
Gilmore,
Gordon,
Grant,

Mr. Knapp,
Lewis,
Lockwood,
Luce,
Markey,
E. R. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,
Pierce,
Priest,
Remer,

Mr. Van Aken,
Van Scoy,
A. Walker,
F. Walker,
J. Walker,
L. Walker,
Walton,
C. W. Watkins,
E. C. Watkins,
Welker,
Wheeler,
Witbington,
Wixson,
Speaker

NAYS.

Title agreed to.

On motion of Mr. A. Walker,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 222, entitled

A bill to incorporate the village of South Lyon,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Caplis,
Carter,
Chamberlain,
Climie,
Cook,
Curtis,
Fancher,
Ferguson,

Mr. Green,
Grensel,
Harris,
Haywood,
Hertzler,
Hoar,
Hosner,
Hoyt,
Kipp,
Knapp,
Lamb,
Lewis,
Lockwood,
Markey,
E. R. Miller,
Mitchell,
Morse,
O'Dell,

Mr. Robinson,
Robertson,
Sanderson,
Scott,
Shaw,
Smith,
Striker,
Thomas,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
F. Walker,
J. Walker,
Walton,
C. W. Watkins,
E. C. Watkins,
Welker,

Mr. Parsons,	Mr. West,	
Perry,	Wheeler,	
Pieroe,	Withington,	
Priest,	Wixson,	
Remer,	Speaker,	69
NAYS.		0

Mr. Knapp,

two-thirds of all the members elect, the bill
to have immediate effect.

The bill, entitled

section 22 of chapter 176 of the compiled
laws to the courts of chancery, being section

third time and passed, a majority of all the
being therefor, by yeas and nays, as follows:

YEAS.

Mr. Grant,	Mr. Robinson,	
Green,	Robertson,	
Harris,	Rose,	
Haywood,	Sanderson,	
Hertzler,	Scott,	
Hoar,	Shaw,	
Hosner,	Simpson,	
Kellogg,	Striker,	
Knapp,	Thomas,	
Lewis,	Thompson,	
Lockwood,	Van Aken,	
Luce,	A. Walker,	
E. R. Miller,	J. Walker,	
Mitchell,	Walton,	
Morse,	C. W. Watkins,	
Noyes,	E. C. Watkins,	
O'Dell,	Welker,	
Parsons,	West,	
Perry,	Wheeler,	
Priest,	Withington,	
Remer,	Speaker,	65
Ripley,		

NAYS.

Mr. Bottomley,
Drew,
Greusel,
Haire,

Mr. Hoyt,
Kipp,
Lamb,
Markey,

Mr. Pierce,
Van Scoy,
F. Walker,
Wixson, 12

Title agreed to.

On motion of Mr. Shaw,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

On motion of Mr. Noyes,

The House took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock, P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the order of

THIRD READING OF BILLS.

House bill No. 143, entitled

A bill to legalize the action of the board of supervisors of the county of Kent authorizing the construction of a dam across Grand River at Grand Rapids, and to legalize the dam constructed at that point,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Buell,
Cady,
Carter,

Mr. Harris,
Haywood,
Hewitt,
Hoar,
Hosner,
Hoyt,
Kellogg,
Kipp,
Knapp,

Mr. Priest,
Rich,
Robinson,
Robertson,
Sanderson,
Scott,
Shaw,
Smith,
Striker,

Mr. Lamb,	Mr. Thomas,	
Lewis,	Thompson,	
Lockwood,	Van Scoy,	
Luce,	A. Walker,	
Markey,	F. Walker,	
E. R. Miller,	J. Walker,	
Mitchell,	L. Walker,	
Morse,	Walton,	
Noyes,	E. C. Watkins,	
O'Dell,	Welker,	
Parsons,	West,	
Perry,	Wheeler,	
Pierce,	Wixson,	62

NAYS.

Mr. Ripley,	2
-------------	---

Eggleston,

birds of all the members elect, the bill
mediate effect.

, entitled

r the removal of attachments, the same
a to chapter two hundred and one of
1871, being an act relative to "proceed-
y attachment," to stand as section 32,
time and passed, a majority of all the
therefor, by yeas and nays, as follows:

YEAS.

Mr. Haire,	Mr. Rich,
Harris,	Ripley,
Haywood,	Robinson,
Hertzler,	Robertson,
Hewitt,	Sanderson,
Hoar,	Scott,
Hosner,	Shaw,
Hoyt,	Simpson,
Kellogg,	Smith,
Kipp,	Striker,
Knapp,	Thompson,
Lamb,	Van Aken,
Lewis,	A. Walker,
Lockwood,	F. Walker,

Mr. Drake,
Drew,
Edwards,
Eggleston,
Fancher,
Ferguson,
Fey,
Garvelink,
Gilmore,
Gordon,
Green,

Mr. Luce,
Markey,
E. R. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,
Pierce,
Priest,

Mr. J. Walker,
L. Walker,
Walton,
C. W. Watkins,
E. C. Watkins,
Welker,
West,
Wheeler,
Withington,
Wixson,
Speaker,

75

NAYS.

Mr. Greusel,

1

Title agreed to.

On motion of Mr. A. Walker,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 152, entitled

A bill to relieve mining corporations and their officers in the Upper Peninsula, who have failed to make their reports and returns as required by law,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Harris moved to amend the bill by inserting in line 3, section 1, after the word "forfeitures," the words "to the State of Michigan;" also, amend section 2, by inserting in line 2, after the word "liable," the following:

"Nor shall the stockholders, directors, or other officers of such mining corporations be released or relieved from any individual liability which they or either of them may have incurred for the debts of such mining corporations by reason of such failure on the part of such mining corporations, their directors and officers, to make such reports and returns as aforesaid;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Harris,	Mr. Ripley,
Haywood,	Robinson,
Hertzler,	Robertson,
Hewitt,	Sanderson,
Hoar,	Scott,
Hosner,	Shaw,
Kellogg,	Simpson,
Kipp,	Striker,
Knapp,	Thomas,
Lewis,	Thompson,
Lockwood,	Van Scoy,
Luce,	A. Walker,
E. R. Miller,	F. Walker,
Mitchell,	J. Walker,
Morse,	L. Walker,
Noyes,	Walton,
O'Dell,	Warren,
Parsons,	C. W. Watkins,
Perry,	E. C. Watkins,
Pierce,	West,
Priest,	Wheeler,
Rich,	Withington,

67

NAYS.

Mr. Hoyt,	Mr. Van Aken,
Markey,	Welker,
Smith,	Wixson,

10

education, leave being granted, reported

education, to whom was referred
duties of township inspectors of schools,
that they have had the same under con-
sidered me to report the same back to
amendment, and recommend that it do
be discharged from the further consideration

A. K. WARREN, *Chairman.*

1 committee discharged.

On motion of Mr. Warren,

The bill was made the special order for 2:30 P. M. this afternoon.

The committee on roads and bridges, leave being granted, reported as follows:

The committee on roads and bridges, to whom was referred

A petition of James Moore, Sen., asking for a grant of land to open a door of mercy for said petitioner, report that your committee do not see how three sections of swamp lands would open a door of mercy, and if it would, we do not think we are the proper committee to open the door, but the one to walk in after said door is open; therefore we report the petition back to the House, and recommend that it be referred to the committee on public lands.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Scoy,

The bill was referred to the committee on public lands.

Mr. Bonine, leave being granted, offered the following:

WHEREAS, At the regular session of the Legislature of 1871, one James Moore, Sen., did petition for four sections of State swamp land to aid in the construction of a road in Sanilac county, which petition was heard and the prayer thereof granted by the passage of act No. 366, appropriating the said four sections of land for that purpose, and

WHEREAS, The said four sections not being sufficient to enable the commissioner to contract for the construction and completion of said road, the said James Moore, Sen., has again petitioned the Honorable the House of Representatives for a further grant of four sections of State swamp land to construct said road; therefore,

Resolved by the House of Representatives, (the Senate concurring), That this Legislature does hereby recommend the granting, by the Board of Control of State Swamp Land, of four additional sections of land to complete the construction of said State road in Sanilac county.

Laid over under the rules.

being granted, offered the following:

the House of Representatives, That the
be requested to correspond with the Pres-
sity, who is *ex-officio* President of the
ascertain what theory or school of medi-
University, if any particular theory or
d to inquire what legislation, if any, in
broad and thorough instruction in the
o medicine.

to lay the resolution on the table ;
railed.

rrived for the

SPECIAL ORDER.

J. Walker,

to committee of the whole on the special

hair.

the whole have had under consideration
l bill:

87, entitled

duties and labors of county superintend-

all after the enacting clause thereof, and
hairman to report that fact to the House,
herein.

he whole have also had under considera-
itled bill:

13, entitled

apter 136 of the compiled laws of 1871,
hools, by filling blank sections 74, 85, 86,
i to amend section 91 of said act ;

amendments thereto, and have directed
ort the same back to the House, asking
and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill:

3. House manuscript bill, entitled

A bill to define the duties of township inspectors of schools;

And have directed their chairman to report the same back to the House with the recommendation that it be referred to the committee on education.

GEO. LEWIS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hoar,

The House concurred in the action of the committee relative to the first named bill and the title was laid on the table.

On motion of Mr. Priest,

The House concurred in the amendments made to the second named bill by the committee, and it was placed on the order of third reading.

The question being on concurring in the recommendation of the committee relative to the last named bill,

Mr. Grant moved that the bill be recommitted to the committee on education, with instructions "to amend the county superintendent law so as to provide that county superintendents shall be chosen by the boards of supervisors, and in case they neglect to do so, that they be appointed by the superintendent of public instruction."

Mr. Thomas moved to amend the instructions by striking out all after the word "supervisors;"

Which motion prevailed.

The instructions, as amended, were then agreed to, and the bill was recommitted to the committee on education.

The House resumed the order of

THIRD READING OF BILLS.

House bill No. 153, entitled

A bill to establish a bureau of statistics,

Was read a third time and was not passed, a majority of

net voting therefor, by yeas and nays, as

YEAS.

Mr. Gilmore,	Mr. Thomas,	
Green,	Thompson,	
Hosner,	F. Walker,	
Kipp,	L. Walker,	
Lewis,	West,	
Lockwood,	Wheeler,	
Scott,	Speaker,	21

NAYS.

Mr. Harris,	Mr. Ripley,	
Hertzler,	Robinson,	
Hewitt,	Robertson,	
Hoar,	Sanderson,	
Hoyt,	Shaw,	
Kellogg,	Simpson,	
Knapp,	Smith,	
Lamb,	Striker,	
Luce,	Van Aken,	
Markey,	Van Scoy,	
E. R. Miller,	A. Walker,	
Mitchell,	J. Walker,	
Morse,	Walton,	
Noyes,	Warren,	
O'Dell,	C. W. Watkins,	
Parsons,	E. C. Watkins,	
Perry,	Welker,	
Pierce,	Withington,	
Priest,	Wixson,	59
Rich,		

entitled

as the purchase and improvement of Cemetery, Detroit, for the interment of soldiers not otherwise provided a final rest—
the necessary appropriations therefor,
and passed, a majority of all the mem—
ber, by yeas and nays, as follows :

YEAS.

Mr. Green,	Mr. Robertson,
Grensel,	Sanderson,
Haywood,	Scott,

Mr. Bottomley,	Mr. Hewitt,	Mr. Shaw,	
Briggs,	Hoar,	Simpson,	
Brunson,	Hoyt,	Smith,	
Buell,	Kellogg,	Striker,	
Burns,	Kipp,	Thomas,	
Cady,	Knapp,	Thompson,	
Caplis,	Lewis,	Van Aken,	
Carter,	Lockwood,	Van Sooy,	
Chamberlain,	Luce,	A. Walker,	
Climie,	Markey,	F. Walker,	
Cook,	E. R. Miller,	L. Walker,	
Drake,	Mitchell,	Walton,	
Drew,	Morse,	Warren,	
Edwards,	O'Dell,	C. W. Watkins,	
Fancher,	Parsons,	E. C. Watkins,	
Ferguson,	Perry,	Welker,	
Fey,	Pierce,	West,	
Garvelink,	Priest,	Wheeler,	
Gilmore,	Rich,	Withington,	
Gordon,	Ripley,	Wixson,	
Grant,	Robinson,	Speaker.	72
	NAYS.		0

The question being on agreeing to the title,

On motion of Mr. Withington,

The title was amended by striking out the words "Elmwood Cemetery," and inserting in lieu thereof the words "a cemetery in our near."

The title, as amended, was then agreed to.

On motion of Mr. Ripley,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 155, entitled

A bill authorizing the board of control of the State Public School to purchase additional land for the use of the State Public School,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Lamb moved to amend the bill by striking out all after the word "shall," in line 6, section 2, and inserting in lieu thereof the following: "be paid into the treasury to reimburse

drawn therefrom as provided in

the bill by striking out in line
and inserting the word "four"

at a call of the House ;

UNDER THE CALL,

led by the Clerk, and the fol-
lowing without leave: Messrs. Buell,
L. G. Watkins.

dispatched after the absentees.
Called Mr. E. C. Watkins at the

bar,
called within the bar, rendered
called Mr. O. W. Watkins at the

called within the bar, rendered
called Mr. Lockwood at the bar

called within the bar, rendered an
called Mr. Buell at the bar of

called within the bar, rendered an excuse,

On motion of Mr. Grant,

All further proceedings under the call were dispensed with.

The question being on the passage of the bill,

Mr. Grant moved to reconsider the vote by which the House refused to amend the bill ;

Which motion prevailed.

The amendment was then agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows.

YEAS.

Mr. Ackley,	Mr. Green,	Mr. Rich,
Bailey,	Greusel,	Robinson,
Bartholomew,	Haire,	Robertson,
Bonine,	Harris,	Sanderson,
Bottomley,	Haywood,	Scott,
Breitung,	Hertsler,	Shaw,
Briggs,	Hewitt,	Simpson,
Brunson,	Hoar,	Smith,
Buell,	Hoener,	Striker,
Burns,	Hoyt,	Thomas,
Cady,	Kellogg,	Thompson,
Caplin,	Kipp,	Van Aken,
Carter,	Knapp,	Van Scoy,
Chamberlain,	Lamb,	A. Walker,
Olinic,	Lewis,	F. Walker,
Cobb,	Luce,	J. Walker,
Curtis,	Markey,	L. Walker,
Drake,	E. R. Miller,	Walton,
Drew,	Mitchell,	Warren,
Edwards,	Morse,	C. W. Watkins,
Eggleston,	Noyes,	E. C. Watkins,
Fancher,	O'Dell,	Welker,
Ferguson,	Parsons,	West,
Garvelink,	Perry,	Wheeler,
Gilmore,	Pierce,	Withington,
Gordon,	Priest,	Wixson,
Grant,	Remer,	Speaker, 81

NAYS.

Mr. Cook,	Mr. Lockwood,	Mr. Ripley,	3
-----------	---------------	-------------	---

Title agreed to.

On motion of Mr. Lamb,

If all the members elect, the bill was effect.

ed

riation for the support of the State
ing for building additional cottages
r the same,

d passed, a majority of all the mem-
y yeas and nays, as follows:

YEAS.

reen,	Mr. Robertson,
rensel,	Robinson,
aire,	Sanderson,
arris,	Shaw,
aywood,	Simpson,
ertzler,	Smith,
ewitt,	Striker,
oar,	Thomas,
osner,	Thompson,
oyt,	Van Aken,
ipp,	Van Scoy,
napp,	A. Walker,
amb,	F. Walker,
ewis,	J. Walker,
. R. Miller,	L. Walker,
itchell,	Walton,
orse,	Warren,
oyes,	C. W. Watkins,
'Dell,	Welker,
ARDON,	West,
erry,	Wheeler,
riest,	Withington,
emer,	Wixson,
ich,	Speaker

77

NAYS.

Kellogg,	Mr. Pieroe,
ockwood,	Ripley,
uce,	Scott,
larkey,	E. C. Watkins

12

of all the members elect, the bill
iate effect.

Mr. Walton, leave being granted, offered the following :

Resolved, That a committee of five be appointed on the part of the House, to confer with the committee already appointed on the part of the Senate, on the Governor's message relative to Executive nominations;

Which was adopted.

The Speaker announced as the committee under the above resolution, Messrs. Walton, Gordon, Carter, Striker, and O'Dell.

On motion of Mr. Kipp,

The House adjourned.

Lansing, Thursday, March 19, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Cromack.

Roll called: quorum present.

On motion of Mr. Brunson,

Leave of absence was granted to the special committee on the charges against Judge Giddings for the forenoon.

PRESENTATION OF PETITIONS.

By Mr. Drew: Remonstrance of Byron Crary and 136 others, against the alteration of the boundary line between the townships of Brooklyn and Columbia, in Jackson county;

Referred to the committee on towns and counties.

By Mr. Hewitt: Remonstrance of Henry Hurlburt and 30 others, of Hillsdale county, against the repeal of the law vacating the office of county superintendent of schools;

Referred to the committee on education.

By Mr. Scott: Remonstrance of James McFarlan and 21 others, against the annexation of a part of the township of Greenfield to the township of Springwells, in Wayne county;

Referred to the committee on towns and counties.

monstrance of the county officers and
y, against the impeachment of Hon.

committee on that subject.

tion of S. M. Luce and 83 others,
to enable the Thunder Bay River
river frontage on said river;

se on lumber and salt interests.

common council and citizens of the
age of a bill for the establishment
or said city, and amendments to its

se on municipal corporations.

monstrance of P. Dutton and 128
ity, against the removal of Judge

George Harper and 50 others, of
subject;

committee on that subject.

tion of the Mayor, Recorder, and
the postponement of action on the
to their city charter;

se on municipal corporations.

STANDING COMMITTEES.

series:

ies, to whom was referred House bill

rd of commissioners to increase the
and to make an appropriation

ntelligent people of the State will not
erest is neglected, and no bill passed
t of the fisheries. The large num-
ve been presented from all portions

of the State, and very numerous signed, are conclusive testimony upon this subject. They therefore

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

E. R. MILLER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Lockwood,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Lockwood,

The bill was placed on the order of third reading.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

A bill to define and regulate the powers of the board of public works of the city of Jackson,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

J. J. SPEED, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. J. Walker,

The bill was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

A bill to revise and amend the charter of the city of Jackson.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to

endments, recommend-
d in, and that the bill,
be discharged from the

SPEED, *Chairman.*
arged.

lments made to the bill

ferred to the committee
l order.

m was referred
136, being section 3641
ve to the formation of

oses to limit the power
l consolidation of school
jority of the tax-payers

o report the same back
l recommend that it do
is further consideration

ARREN, *Chairman.*
arged.
rred to the committee
l order.

:
to whom was referred
Emmons Clark, asking
sation for services ren-

payment of the heirs of

Darius Clark for services performed by him as agent of the State of Michigan in the city of New York during the late rebellion,

Respectfully report that they have had the same under consideration, and find the object of this joint resolution is to authorize the Board of State Auditors to examine into the claim of Darius Clark, and if, in their opinion any compensation ought to be paid his heirs, to determine the amount of such compensation. The ground of the claim is mainly set forth in the petition of William Clark and Emmons Clark which appears at length on the journal, page 566.

In the opinion of your committee the claim merit to warrant its consideration by the Board of State Auditors, with reference to the Board of State Auditors, with the recommendation given by the joint resolution. They, therefore, recommend me to report the same back to the House, with the same amendment, and recommend that it do pass, and ask that it be taken from the further consideration of the subject.

W. H. WITHINGTON, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

A bill to regulate the loading of cars and fraudulent billing of the same,

Respectfully report that they have had the same under consideration.

The object of the bill is to prevent the same and to punish false or fraudulent billing.

Your committee are strongly in favor of the provisions of the bill, but not the disposition proposed, and have therefore directed me to report the same to the House, with the accompanying amendments, recommending that the amendments be

pass, and ask to be discharged
of the subject.

C. WATKINS, *Chairman*.
tee discharged.

amendment made to the bill by

rinted, referred to the commit-
the general order.

is:

to whom was referred
om doing business on the first

have had the same under con-
terms of this bill a heavy fine
es doing business on the first
of charity or necessity.

ly satisfied of the necessity of
directed me to report the bill
commendation, and ask to be
sideration of the subject.

C. WATKINS, *Chairman*.
ee discharged.

, referred to the committee of
neral order.

ctures:

res, to whom was referred
apple barrels,

have had the same under con-
e to report the same back to
and recommend that it do not
from the further consideration

ion that the proposed change

would not be as good as the law is in relation to the size of apple barrels; under the present law flour barrels can be used for that purpose.

R. S. VAN SCOY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Perry,

The bill was laid on the table.

By the committee on judiciary,

The committee on judiciary, to whom was referred Senate bill No. 129, entitled

A bill to amend section 599 of the compiled laws of 1871 relating to the quarterly return of qualified notaries public by county clerks,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill enables the Secretary of State to ascertain the exact date when notaries public gave their bond and took the required oath necessary to such office.

HENRY A. SHAW, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to repeal section 4371, chapter 155, of the compiled laws of 1871, the same being an act entitled "An act to provide for letters testamentary, and other proceedings in the probate of a will,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

was proper when a woman upon
 on of law, divested of her personal
 the control of her real estate.
 ty, her responsibility ceased, and it
 as an executrix or administratrix
 ons of this law having ceased, on
 ent constitution, your committee
 brogated.

HENRY A. SHAW, *Chairman.*

committee discharged.

ted, referred to the committee of
 e general order.

iciary:

ary, to whom was referred

entitled "An act to provide for
 same being section 4837, chapter
 f 1871,

they have had the same under con-
 d me to report the same back to
 ment, and recommend that it do
 rged from the further considera-

age a few of the incongruities still
 of female wards upon marriage.

statute for years in Michigan, the
 te owner of the personal estate of
 as no occasion for the continuance
 band was entitled to the property
 the constitution and laws of the
 woman on marriage continues to
 acquires no right of use or posses-
 ceases. Who has the right to the
 Not the ward, for our law treats
 us of age; not the husband, for he
 roperty of his wife by marriage.

Your committee, by this bill, also seeks to give to married women, two years after the time the law declares them to be able to enter into the most important contract in life, viz: marriage, powers to discharge some of the incidents connected therewith, viz: the sale of their own property, and by joining with the husband, releasing their rights of dower in his real estate at 18 years of age. This right is also extended to other female wards whose parents are dead, insane, and imprisoned in certain cases.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to amend section 4776 of the compiled laws of 1871 regarding probate courts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill seeks to provide for the care of deserted wives and families.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to legalize certain conveyances made by the Methodist Episcopal Church of Grand Rapids,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do

discharged from the further consideration

alize certain conveyances made by and to
Episcopal Church of the city of Grand
me of the Division Street Methodist Epis-

HENRY A. SHAW, *Chairman.*
and committee discharged.
red printed, referred to the committee of
d on the general order.

ITS OF SPECIAL COMMITTEES.

ommittee on the Port Huron and Lake

ittee appointed under a resolution of this
uary the 6th, "to investigate the affairs of
d Lake Michigan railroad," having com-
spectfully submit the following report:
eft Lansing, Wednesday evening, the 12th
arriving at Port Huron, the eastern ter-
luron and Lake Michigan railroad, on the
aded at once to inquire into the validity of
aid road.

ad-bed, fences, crossings, depot buildings,
he road was deemed necessary by the com-
; purpose we left Port Huron early in the
ial coach provided by the company, who
obliging, and gave us every facility for
ations thorough and complete.

nk, and the Detroit and Bay City cross-
e signal men, who stated under oath that
trains to come to a full stop before cross-
violated. At all the stations along the
we found depot buildings, platforms, and
ping freight and getting on and off the
While passing over the line, we examined

numerous witnesses, extensive shippers, and others doing business with the road, all of whom expressed themselves satisfied in the main with the general management of the road. No complaints of any kind were made against the company, except at the village of Capac; and here we learned that our investigations would consume so much time that we determined to pass on over the line and complete them on our return.

We reached the parlor of the National Hotel at Capac, on our return, at 9 o'clock in the evening of the same day, and began at once the examination of witnesses concerning the charges set forth in the petition from this place. We endeavored to make our investigations here expeditious, but thorough, and to this end, examined over twenty witnesses, continuing our inquiries until a late hour that night, renewing them the next morning, and completing them on the afternoon of the same day.

Your committee found depot conveniences at Capac very deficient. There is no platform or passenger accommodation of the public; and the only one of any kind, is a small rude one, partitioned off from a house, with a seating capacity of four or five. From the books of the company we learned that the number of passengers per day for the last year was five.

From the mass of testimony taken at this place, the following facts were established to the satisfaction of the committee.

The drainage at the depot, though sufficient, is such that, during thaws in winter when the depot is blocked with snow, water sometimes overflows, and snow was allowed to accumulate near the depot the last winter, to the inconvenience of passengers. The depot is clay, and becomes soft and muddy in spring and fall, thus increasing the necessity for repairs.

It is fenced near Capac, and the rule is that any party for settling for domestic animals pay the owners two-thirds their actual appraisal to be made by the section foreman of the company.

It is to show that the company discriminates in their charges upon freight, but no sufficiently direct and satisfactory to war-

Witnesses at Capac, Wm. L. Bancroft, was sworn, and as his testimony is of the company, as well as bears upon the facts in question, we give it below in

TESTIMONY OF WM. L. BANCROFT.

I am President and Superintendent of the company, and I think, in my judgment, there are sufficient facilities for passengers at this depot. A proper amount of care is given to the depot, but I am not quite so well pleased because attention has never been given to the proper portion of citizens, and I make unnecessary expenditures. Never any one has called my attention to fences, but I have seen so individually. There is scarcely any land fenced along our line. Our policy has been to fence the best land, next woods, last swamps, which are the poorest. I think two-thirds of our line is fenced, about forty miles are fenced, and twenty miles being sixty-six miles long. Have been building fence in the spring. Do not think officials have made discrimination against any party. Our custom has been to charge less than the market value. I have heard no complaint from any station between Capac and the depot.

The road was to leave the present building and go to the new house, and when able to construct a

suitable passenger depot to do so. The company has expended \$40,000 in sink-holes, and are poor. Have never received one cent from the people of Capac toward the construction of the road.

"We will build a platform here as soon as the ground thaws in the spring, and will build a passenger depot as soon as we are able."

Your committee finished their investigations at Capac Friday afternoon, February 14th, and returned to Port Huron the same evening, where we examined eight different witnesses principally those doing an extensive business with the road and employes of the company, who commended very highly the facilities of the road for moving freight and from whom we learned many facts with reference to its equipment and general management. The track seems to be well ironed, the bridges strong, and judging from the small number of accidents that have occurred, the road-bed generally kept in good order.

The company have an abundance of rolling stock for all branches of their business, most of which is first-class. The equipment of the road seems to be better than that of the average of short roads. The road is sixty-six miles long, and has seven engines, 163 box-cars, 110 flat cars, six passenger coaches, and six baggage cars and cabooses. The passenger cars are provided with all the modern improvements except the air-brake. The rules for shipping freight we found the same as those of the Michigan Central and the Detroit, Lansing & Lake Michigan railroads; and the Master of Transportation stated, under oath, that they were strictly enforced. To keep the track in order in summer it was shown that five men are employed for every five and one-half miles of the whole road. Very few accidents have occurred on the road, and trains run regularly. Gen. Wm. Hartsuff, postmaster in Port Huron, testified that the mail had been late but once during the winter, and that on the occasion of a heavy snow storm.

and a large portion of the road unfenced, do
all highway crossings in accordance with
ers of danger from the cars, find the village
n depot conveniences, and a rule of doubt-
ing for domestic animals killed by the cars;
investigation, your committee are convinced
management of the Port Huron and Lake
is good. Considering the obstacles with
had to contend its success has been marked.

A large tract of country heretofore inaccess-
ible on roads, raised the price of lands, brought
and made an outlet for their surplus pro-

For the signal success of this great enter-
prise is due the present president and superin-
tendent, Wm. L. Bancroft.

Your committee do not hesitate to say that,
mentioned exceptions, they found the road
in much better condition than they had
heard of so recent construction.

AARON PERRY, *Sec'y.*

L. T. REMER,

JAMES BURNS,

J. P. HOYT,

AARON PERRY,

O. V. HOSNER.

and committee discharged.

Committee on Port Huron & Lake Michigan

Committee on Port Huron & Lake Michigan
was referred

providing for the proper fencing of Port
Michigan Railroad, and securing certain
to the citizens of Capac,

and that they have had the same under con-
sideration directed me to report the same back to

the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

AARON PERRY, *Acting Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the special committee on the management and conduct of the Grand Rapids & Indiana Railroad :

The committee on the management and conduct of the Grand Rapids & Indiana Railroad

Respectfully report that in accordance with the resolution which reads as follows :

Resolved, That the committee authorized by the House to inquire into the management of the Grand Rapids & Indiana Railroad, be authorized to hold session of their committee at the city of Grand Rapids and elsewhere along the road as they may deem necessary.

Your committee met in Grand Rapids on the eighteenth day of February, and examined witnesses at Grand Rapids, at Big Rapids, and at Howard City, upon specifications and charges as hereinafter specified :

Charge First. It is charged that the Grand Rapids & Indiana Railroad Company is culpably negligent in not furnishing cars for the transportation of freight from one point to another, and along its line when offered.

Your committee strike out the word "culpably," and find the charge, as amended, fully sustained by the evidence. This charge is a serious drawback upon, and occasions heavy loss to, the people doing business along this line of railroad who have no opportunity to ship by any other line. Many reasons were offered by the management of the road in regard to this lack of transportation, but none, in the opinion of the committee, to in any way justify them in not furnishing cars for the transportation of freight within reasonable length of time after notice by shippers.

that when said company have received station from citizens engaged in and transported along its line of road, and when they receive freights for transportation to points on the same terminus, have been culpably negligent in the same without unnecessary delay, and without discrimination.

Strike out the word "culpably," and find the same fully sustained by the evidence.

That said railroad has violated the general statute in not making the proper intersection with the Marquette Railroad Company at Reed City, and the Lake Michigan Railroad Company at Lake Shore & Michigan Southern.

And that above connections specified are sustained by the committee find from the evidence that G. W. G. is fully exonerated from blame, and that said railroad is fully sustained. But your committee would suggest that the same be so acted as will compel such intersections or connections to be made without delay, believing that the same of the State demand such action at the next legislature at this session.

That said company have charged excessive freight on goods transported from one point to another where there are no competing lines of railroad, and that such charge is unjust and burdensome discrimination in freight charged.

And that the above charge is sustained, and that there should be a general railroad freight law to prevent unjust and burdensome discrimination as to freight on any railroad, and other railroads in this State, and that the same is a striking illustration of the injustice of the same to the evidence of Freight Agent Lect, (10 evidence) in which he states that the

local rate from Peirson to Grand Rapids is sixteen dollars per car, and through rates for same distance six dollars per car; and that the rates per car of lumber from Grand Rapids to Plainwell, thirty-six miles, is twelve dollars, and to Wayland, twenty-two miles, twelve dollars. Pro rata rates per mile, thirty-five cents to Plainwell and sixty cents to Wayland.

Charge Fifth. That the company have not erected and maintained station houses convenient for the accommodation and use of passengers in the business of the road. Your committee find that at Big Rapids and Cedar Springs the station houses are insufficient and badly kept, and that at Fisher Station, where a large number of passengers arrive and depart daily, they have no station house for the accommodation of such passengers. (See page 305, evidence.)

Charge Sixth. That they have not erected sign-boards with proper warnings at road crossings or streets. Your committee find that in a large majority of cases this charge is sustained.

Charge Seventh. They have not used due diligence in the settlement of claims for property lost or stolen while in their custody.

Your committee find that the above charge is not sustained, but the evidence fully exonerates the company.

Charge Eighth. That they have not complied with the provisions of the law in relation to the carrying of an axe and saw on passenger cars.

Your committee find from the evidence that the company have complied with law in this respect to the best of their ability.

Charge Ninth. That they use improper force in the ejection of passengers from cars.

Your committee find that the above charge is not sustained by the evidence taken before the committee.

Charge Tenth. That fences have not been erected and maintained along the line of railroad.

Your committee find from actual observation that this charge

and north of Kalamazoo not being fenced, and places where it runs through cleared farms; we are forced to the conclusion that the railroad is culpably negligent in thus jeopardizing the lives and the destruction of property.

The committee would respectfully urge upon the members the passage of such laws which will protect the Rapids & Indiana railroad and all other railroads to more effectually protect the lives of passengers and the interests of the people, by more fully enforcing the requirements of the general railroad laws. The committee would also respectfully urge the passage of a bill to amend the act of 1857, which shall have the same effect as the general railroad laws, and have general police regulations concerning the railroads, the passage of which is respectfully submitted, and your committee be discharged from the further consideration of the same.

FRED. WALKER, *Ch'n.*

C. W. WATKINS,

ANDREW CLIMIE,

R. SANDERSON,

E. S. EGGLESTON.

and committee discharged.

The committee, to whom was referred the Governor's message of the 11th inst., with regard to execution of the law, report that they have had the same under consideration, and commend that the Senate and House do adjourn, in this hall, at half-past 2 o'clock, to act upon such nominations as the Governor may make.

WALTON, *Chairman House Committee.*

and committee discharged.

r. Shaw,

The House concurred in the recommendation of the committee.

MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,
Lansing, March 12, 1873. }

To the House of Representatives:

I have this day signed, approved, and deposited in the office of the Secretary of State the following:

1. An act to amend section 20 of act No. 372, laws of 1867, entitled "An act to revise the charter of the city of Flint," approved March 20, 1867; section 22 of said act 372 as amended by section 1 of act No. 21, laws of 1872, approved April 28, 1872, and section 36 of said act 372, as amended by act No. 228, laws of 1871, approved March 18, 1871;

2. An act to amend an act entitled "An act to incorporate the village of Otsego," approved March 15, 1865, and to add thereto one new section;

3. An act to amend section 2 of articles 2 and 3, and sections 2 and 4 of article 4 of an act entitled "An act to re-incorporate the village of Eaton Rapids," approved April 15, 1871, the same being act No. 275 of the session laws of 1871;

4. An act to amend section 2 of "An act for the more effectual prevention of cruelty to animals," approved April 15, 1871, being section 7782, chapter 254 of the compiled laws of 1871;

5. An act to amend sections, 5, 7, 8, 14, 35, 36, and 44, of the revised charter of the village of Albion, being an act entitled "An act to incorporate the village of Albion," approved March 6, 1869, and being act No. 251 of the session laws of 1869;

6. An act to incorporate the village of Capac.

JOHN J. BAGLEY.

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE, }
Lansing, March 8, 1873. }

representatives:

igned, approved, and deposited in the office
 State,

rize the board of water commissioners of the
 borrow money for the purpose of extending
 water-works of said city.

JOHN J. BAGLEY.

laid on the table.

ESSAGES FROM THE SENATE.

announced the following :

SENATE CHAMBER, }
Lansing, March 13, 1873. }

the House of Representatives:

ructed to return to the House the follow-

House (the Senate concurring), That the
 will meet in joint convention on Thursday
 ½ o'clock P. M., to receive any nominations
 may be pleased to make ;

f which the Senate has concurred.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

s laid on the table.

so announced the following :

SENATE CHAMBER, }
Lansing, March 12, 1873. }

the House of Representatives:

ructed by the Senate to transmit the fol-

50 (re-printed), entitled

e for the appointment of a commissioner of
 define his powers, duties, and to fix his com-

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on railroads.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 12, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 31, entitled

A bill to amend section five of "An act to authorize the formation of telegraph companies," being section 2629, in chapter 80 of the compiled laws of 1871;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 12, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 122, entitled

A bill making appropriation for library, apparatus, and furniture for the State Normal School;

Senate by a majority vote of all the
 vote of two-thirds of all the Senators
 take immediate effect, and in all of
 f the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

st and second time by its title, and
 : on University and Normal School.
 unced the following:

SENATE CHAMBER, }
Lansing, March 12, 1873. }

House of Representatives:

by the Senate to transmit the follow-

itled

n 2087 of the compiled laws of 1871,
 t entitled "An act to prevent fishing
 r trap-nets in the small inland lakes
 s of Michigan," approved March 11,

Senate by a majority vote of all the
 rich the concurrence of the House is

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

rst and second time by its title, and
 e on fisheries.

ounced the following:

SENATE CHAMBER, }
Lansing, March 12, 1873. }

House of Representatives:

by the Senate to transmit the follow-

No. 8, entitled

A joint resolution for the appointment of commissioners to prepare a code of procedure, or simplify and abridge the practice of pleadings, and proceedings of the courts of this State ;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 12, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 7, entitled

A bill to provide for the approval of the official bonds of county officers by the board of supervisors ;

And to inform the House that the Senate has amended the same by striking out the word "district" in line 6 of section 1 and inserting "circuit" in lieu thereof ;

Also, by inserting after the word "attached," in line 7, of same section, the words "or judge of probate of such county ;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Green moved that the House concur in the amendment made to the bill by the Senate ;

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,

Mr. Green,
Greusel,

Mr. Robinson,
Sanderson,

Mr. Haire,	Mr. Scott,
Harris,	Shaw,
Haywood,	Smith,
Hewitt,	Speed,
Hoar,	Striker,
Howard,	Thompson,
Hoyt,	Van Aken,
Kellogg,	Van Scoy,
Kipp,	A. Walker,
Lamb,	F. Walker,
Lewis,	J. Walker,
Markey,	L. Walker,
E. R. Miller,	C. W. Watkins,
Mitchell,	E. C. Watkins,
Noyes,	Welker,
O'Dell,	West,
Parsons,	Wheeler,
Perry,	Withington,
Pierce,	Wixson,
Priest,	Zimmerman,
Remer,	Speaker,

70

NAYS.

Mr. Rose,

ferred to the committee on engrossment and
rollment.

announced the following:

SENATE CHAMBER, }
Lansing, March 11, 1873. }

The House of Representatives:

directed to return to the House the follow-

ing, entitled

an act entitled "An act supplementary to
city of Detroit, relating to a public park or
lands for the use of said city," being act No.
laws of the year 1871, approved April 15,

of which the Senate has concurred by a
all the Senators elect, and has ordered the

same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

On motion of Mr. Edwards,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, March 12, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 41, entitled

A bill to amend sections 1, 7, 8, 15, 17, 18, 19, 20, 21, 22, and 23 of act No. 90 of the session laws of 1853, entitled " An act to amend the laws relative to supplying the city of Detroit with pure and wholesome water, and to provide for the completion and management of the Detroit water-works," approved February 14, 1853 ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 12, 1873. }

use of Representatives:

to return to the House the following

titled

the township of Otsego Lake, in the
 Otsego;

which the Senate has concurred by a
 majority of all the Senators elect, and has ordered the
 effect by a two-thirds vote of all the

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

to the committee on engrossment and
 it.

passed the following:

SENATE CHAMBER, }
Lansing, March 12, 1873. }

use of Representatives:

by the Senate to transmit the follow-

titled

the village of Pierson;

Senate by a majority vote of all the
 vote of two-thirds of all the Senators
 immediate effect, and in all of which
 House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

first and second time by its title,
 committee on municipal corporations.

presented, moved to take from the table

and

A bill making an appropriation for the support of the State Agricultural College, to pay the arrearages of the same, to pay the expenses of the State Board of Agriculture, and for buildings and other improvements at the Agricultural College ;

Which motion prevailed.

Mr. Bottomley moved that the bill be referred to the committee of the whole, and placed on the general order ;

Which motion did not prevail.

On motion of Mr. Rich,

The bill was placed on the order of third reading.

Mr. Gilmore moved to reconsider the vote by which the House refused to pass Senate bill No. 62, entitled

A bill to provide for the construction of a State road in the county of Newaygo ;

Which motion prevailed.

On motion of Mr. Gilmore,

The bill was laid on the table.

Mr. Speed moved to discharge the committee of the whole from the further consideration of

Senate bill No. 151, entitled

A bill to amend sections 1, 4, 7, 16, 17, 20, 22, 29, 32, 34, 38 and 39 of "An act to incorporate the city of Hastings," approved March 11, 1871, and to add two new sections thereto to stand as sections No. 49 and 50 ;

Which motion prevailed.

On motion of Mr. Speed,

The bill was laid on the table.

THIRD READING OF BILLS.

House bill No. 193, entitled

A bill to authorize and empower the board of control of State lands to make an appropriation of State swamp lands to aid in the construction of a railroad from the Straits of Mackinaw to Marquette harbor, on Lake Superior,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Eggleston,
Fey,
Gilmore,
Goodrich,
Gordon,
Grant,
Greusel,
Haire,
Harris,
Haywood,

Mr. O'Dell,
Parsons,
Perry,
Pierce,
Priest,
Remer,
Rich,
Ripley,
Robinson,

Mr. C. W. Watkins,
E. C. Watkins,
Welker,
West,
Wheeler,
Withington,
Wixson,
Zimmerman,
Speaker,

NAYS.

Mr. Bailey,
Chamberlain,
Curtis,
Drew,
Fancher,

Mr. Ferguson,
Garvelink,
Hosner,
Luce,

Mr. Noyes,
Sanderson,
Van Aken,
J. Walker,

Title agreed to.

On motion of Mr. Briggs,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 186, entitled

A bill relative to the payment of taxes,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Breitung,
Briggs,
Brunson,
Burns,
Cady,
Caplis,
Chamberlain,
Climie,
Cobb,
Cook,
Curtis,
Drew,
Fancher,
Ferguson,

Mr. Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Kipp,
Knapp,
Lamb,
Lewis,
Lockwood,
Luce,
Markey,
E. R. Miller,
Mitchell,
Morse,
Noyes,

Mr. Robinson,
Sanderson,
Scott,
Simpson,
Smith,
Speed,
Striker,
Thomas,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
F. Walker,
J. Walker,
L. Walker,
Walton,
Warren,

REPRESENTATIVES. 1365

O'Dell,	Mr. C. W. Watkins,	
Parsons,	E. C. Watkins,	
Perry,	Welker,	
Pierce,	Wheeler,	
Priest,	Withington,	
Remer,	Wixson,	
Rich,	Zimmerman,	
Ripley,		75

NAYS.

Mr. Carter,		2
-------------	--	---

t,
 If all the members elect, the bill was
 effect.

tled
 under Bay River Boom Company to
 river frontage on the Thunder Bay
 Company,
 and pending the taking of the vote

ed to amend the bill by striking out
 word "same," and inserting in lieu
 under Bay River Boom Company ;"
 l.

passed, a majority of all the mem-
 for by yeas and nays, as follows :

YEAS.

Gordon,	Mr. Parsons,	
Grant,	Perry,	
Haire,	Priest,	
Haywood,	Remer,	
Hoar,	Shaw,	
Howard,	Speed,	
Kellogg,	Thompson,	
Kipp,	Van Scoy	
Lewis,	A. Walker,	
Lockwood,	F. Walker,	
Markey,	Warren,	
E. R. Miller,	E. C. Watkins,	
Morse,	Wixson,	
O'Dell,		41

NAYS.

Mr. Carter,	Mr. Mitchell,	Mr. Van Aken,
Climie,	Noyes,	J. Walker,
Cobb,	Pierce,	L. Walker,
Drake,	Rich,	Walton,
Gilmore,	Ripley,	C. W. Watki.
Greusel,	Robinson,	Welker,
Hertzler,	Sanderson,	West,
Hewitt,	Simpson,	Wheeler,
Hoyt,	Smith,	Withington,
Lamb,	Striker,	Zimmerman,
Luce,		

Mr. Withington moved to reconsider the vote by which House refused to pass the bill ;

Which motion prevailed.

Mr. Lockwood moved that there be a call of the House ;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members were reported absent without leave: Messrs. Bailey, Bonine, Bottomley, Chamberlain, Ferguson, Gr. Harris, Hosner, Knapp, Robertson, and Scott.

On motion of Mr. Haire,

The Sergeant-at-Arms was dispatched after the absentees.

The Sergeant-at-Arms announced Mr. Bailey at the bar of the House.

On motion of Mr. Hoar,

Mr. Bailey was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Bottomley at the bar of the House.

On motion of Mr. Pierce,

Mr. Bottomley was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Scott at the bar of the House.

On motion of Mr. Greusel,

including the word "desire," in same line, and insert in lieu thereof the following words: "It shall become necessary for the Thunder Bay Boom Company in the prosecution of the business for which such company was organized ;"

Which motion prevailed.

On motion of Mr. E. C. Watkins,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock, P. M.

The House met and was called to order by the Speaker.

Roll called : quorum present.

The committee on municipal corporations, leave being granted, reported as follows :

The committee on municipal corporations, to whom was referred Senate bill No. 161, entitled

A bill to incorporate the city of Ionia,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. J. SPEED, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Speed,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

The House resumed the order of

THIRD READING OF BILLS.

The question recurring on the passage of House bill No. 194, entitled

er Bay River Boom Company to
er frontage on the Thunder Bay
any.

ed,

e committee on the judiciary.

at the hour for the joint conven-

at a committee of two be appointed
inform that body that the House
joint convention ;

as such committee Messrs. With-

committee reported that they had
them, and were discharged.

nounced the Honorable the Senate,

JOINT CONVENTION.

called to order by the Hon. H. H.

e.

s called by the Secretary thereof,
present.

called by the Clerk thereof, and a
t.

l that the joint convention had
sider any nominations which his
ight desire to make.

hat a committee of five be appoint-
, and inform him that the joint
nd is ready to receive any commu-
leased to make.

Senators Emerson and Sutton, and
Walker, and Zimmerman as such

After a short absence the committee reported that they had performed the duty assigned them, and that the Governor would communicate immediately with the joint convention in writing.

The Sergeant-at-Arms announced the Private Secretary to the Governor, who transmitted to the joint convention the following message from his Excellency the Governor, writing :

EXECUTIVE OFFICE,
Lansing, March 13, 1873.

To the Joint Convention :

I hereby make the following nominations :

John Robertson to be Adjutant General ;

William A. Throop to be Quartermaster General ;

Luther S. Trowbridge to be Inspector General ;

As trustees of the Michigan Institution for Educating Deaf, Dumb, and Blind, William L. Smith of Genesee, in place of James B. Walker, resigned, and Irving D. Hanscomb, Macomb, in place of George W. Fish, whose term of office expired.

JOHN J. BAGLEY

Senator DeLand moved that the joint convention do advise and consent to all the nominations made by the Governor in his message *in gross* ;

Which motion prevailed.

The question being upon advising and consenting to the nominations contained in the message of the Governor,

The Secretary of the Senate called the roll of the Senators with the following result :

YEAS.

Mr. Anderson,	Mr. Ely,	Mr. Prutzman,
Beattie,	Emerson,	Richardson,
Brewer,	Goodell,	Sparks,
Butterfield,	Gray,	Stoddard,
Childs,	Hinds,	Sumner,
Clubb,	King,	Sutton,

REPRESENTATIVES. 1871

l,	Mr. Wells,	
ell,	Wheeler,	
van,	Wilber,	
ith,		29
YS.		0

ed the roll of the House with

AS.

el,	Mr. Ripley,	
	Robinson,	
h,	Rose,	
ood,	Sanderson,	
er,	Scott,	
t,	Shaw,	
	Simpson,	
r,	Smith,	
rd,	Speed,	
	Striker,	
ig,	Thomas,	
	Thompson,	
o,	Van Aken,	
,	Van Scoy,	
	A. Walker,	
wood,	F. Walker,	
	J. Walker,	
y,	L. Walker,	
Miller,	Walton,	
ell,	Warren,	
,	C. W. Watkins,	
,	E. C. Watkins,	
l,	Welker,	
ns,	West,	
,	Wheeler,	
,	Withington,	
,	Wixson,	
,	Zimmerman,	
	Speaker,	87

YS.	0
-----	---

at a majority of the members of
voted in favor of advising and
of the Governor, contained in

his message to the joint convention, they were duly advised and consented to.

On motion of Senator Hinds,

The joint convention then adjourned *sine die*.

JAMES H. STONE,

Secretary of the Senate

D. L. CROSSMAN,

Clerk of the House of Representatives

And Secretaries of the Joint Convention.

The Senators having retired, the House was called to order by the Speaker.

Roll called : quorum present.

The Speaker announced that the joint convention had advised and consented to the following nominations made by the Governor : Adjutant General, John Robertson ; Quartermaster General, William A. Throop ; Inspector General, Luther S. Trowbridge ; Trustees of the Michigan Institute for the Deaf, Dumb, and Blind, William L. Smith and Irving D. Hanscom.

The House resumed the order of

THIRD READING OF BILLS.

Senate bill No. 51, entitled

A bill making an appropriation for the support of the State Agricultural College, to pay the arrearages of the same to pay the expenses of the State Board of Agriculture, and buildings and other improvements at the Agricultural College.

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Bottomley moved to amend the bill by striking out section 2 all of line 1, and also line 2, to and including the word "houses;" also, amend section 2 in line one by striking out the word "eighteen" and inserting "ten;"

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Green,
Kreusel,
Laird,
Lariss,
Loar,
Losner,
Loward,
Loyt,
Kellogg,
Lipp,
Knapp,
Lamb,
Lewis,
Markey,
J. R. Miller,
Mitchell,
Morse,
O'Dell,
Parsons,
Perry,
Priest,
Reimer,

Mr. Rich,
Robinson,
Rose,
Sanderson,
Scott,
Shaw,
Speed,
Thomas,
Thompson,
Van Scoy,
A. Walker,
F. Walker,
L. Walker,
Walton,
Warren,
Welker,
West,
Wheeler,
Withington,
Wixson,
Zimmerman,
Speaker,

NAYS.

Hertzler,
Lewitt,
Lockwood,
Mace,
Moyes,
Pierce,
Ripley,

Mr. Simpson,
Smith,
Striker,
Van Aken,
J. Walker,
C. W. Watkins,
E. C. Watkins, 21

Polomew,

of all the members elect, the bill
into effect.

And

of the township of Round Lake,
to Clearwater,

and passed, a majority of all the
for, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Harris,	Mr. Sanderson,
Bailey,	Haywood,	Scott,
Bartholomew,	Hertzler,	Shaw,
Bottomley,	Hewitt,	Simpson,
Breitung,	Hoar,	Smith,
Briggs,	Hosner,	Speed,
Brunson,	Howard,	Striker,
Burns,	Hoyt,	Thomas,
Cady,	Kellogg,	Thompson,
Caplis,	Kipp,	Van Aken,
Chamberlain,	Lockwood,	Van Scoy,
Cobb,	Luce,	A. Walker,
Cook,	Markey,	F. Walker,
Curtis,	Mitchell,	J. Walker,
Edwards,	Morse,	L. Walker,
Fancher,	Noyes,	Walton,
Fey,	O'Dell,	Warren,
Garvelink,	Parsons,	C. W. Watkin
Gilmore,	Perry,	E. C. Watki
Goodrich,	Pierce,	Welker,
Gordon,	Priest,	West,
Grant,	Remer,	Wheeler,
Green,	Rich,	Wixson,
Greusel,	Ripley,	Zimmerman,
Haire,	Robinson,	Speaker,

NAYS.

Mr. Withington,

Title agreed to.

On motion of Mr. Ferguson.

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 136, entitled

A bill to change the name of the township of Kaska, in the county of Kalkaska, to Springfield,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Greusel,	Mr. Scott,
Bailey,	Haire,	Shaw,
Bonine,	Harris,	Simpson,

Mr. Haywood,	Mr. Smith,
Hertzler,	Speed,
Hewitt,	Striker,
Hoar.	Thomas,
Howard,	Thompson,
Hoyt,	Van Aken,
Kellogg,	Van Scoy,
Kipp,	A. Walker,
Knapp,	F. Walker,
Markey,	J. Walker,
E. R. Miller,	L. Walker,
Mitchell,	Walton,
Morse,	Warren,
Noyes,	C. W. Watkins,
Perry,	E. C. Watkins,
Pierce,	Welker,
Priest,	West,
Remer,	Wheeler,
Ripley,	Wixson,
Rose,	Zimmerman,
Sanderson,	Speaker, 72

NAYS.

Mr. Withington.	3
-----------------	---

Hoar,

-thirds of all the members elect, the bill
immediate effect.

entitled

sections six and sixteen of an act to
superintendents of schools, being act No.
of 1867, approved March 13th, 1867,
time and was not passed, a majority of all
not voting therefor, by yeas and nays as

YEAS.

Mr. Greusel,	Mr. Rich,
Haire,	Robinson,
Harris,	Rose,
Haywood,	Shaw,
Hewitt,	Simpson,
Hoar,	Speed,

Caplie,
Chamberlain,
Climie,
Cobb,
Eggleston,
Fancher,
Ferguson,
Fey,
Garvelink.
Grant,
Green,

Hosner,
Howard,
Knapp,
Lewis,
E. R. Miller,
Morse,
Parsons,
Perry,
Priest,
Remer,

Striker,
Thomas,
A. Walker,
F. Walker,
L. Walker,
Warren.
Welch,
West,
Wheeler,
Withington,

NAYS.

Mr. Ackley,
Bailey,
Briggs,
Cady,
Carter,
Cook,
Curtis,
Drake,
Drew,
Edwards,
Gilmore,
Goodrich,
Gordon,

Mr. Hertzler,
Hoyt,
Kellogg,
Kipp,
Lamb,
Lockwood,
Luce,
Markey,
Mitchell,
Noyes,
O'Dell,
Pierce,
Ripley,

Mr. Sanderson,
Scott,
Smith,
Thompson,
Van Aken,
Van Scoy,
J. Walker,
Walton,
C. W. Watki
E. C. Watki
Welker,
Wixson,
Zimmerman.

House bill No. 212, entitled

A bill to repeal the law creating the office of county superintendent of schools,

Was read a third time and was not passed, a majority of the members elect not voting therefor, by yeas and nays follows:

YEAS.

Mr. Ackley,
Bailey,
Carter,
Chamberlain,
Cook,
Drake,
Drew,
Goodrich,
Hoyt,
Kellogg,

Mr. Kipp,
Lockwood,
Luce,
Markey,
E. R. Miller,
Mitchell,
Noyes,
O'Dell,
Pierce,
Ripley,

Mr. Sanderson,
Striker,
Van Aken,
F. Walker,
J. Walker,
C. W. Watki
E. C. Watki
Welker,
Wixson,

NAYS.

Mr. Gordon,	Mr. Rich,	
Grant,	Robinson,	
Green,	Rose,	
Grensel,	Scott,	
Haire,	Shaw,	
Harris,	Simpson,	
Haywood,	Smith,	
Hertzler,	Thompson,	
Hewitt,	Van Scoy,	
Hoar,	A. Walker,	
Hosner,	L. Walker,	
Howard,	Walton,	
Knapp,	Warren,	
Lamb,	Welch,	
Lewis,	West,	
Morse,	Wheeler,	
Perry,	Withington,	
Priest,	Zimmerman,	
Remer,	Speaker,	57

entitled

ctions 4, 7, and 9 of an act entitled "An
 unty superintendents of schools, and to
 d to repeal sections 74, 85, 86, 87, 88, 89,
 l of the compiled laws," approved March
 actions 3759, 3762, and 3764 of the com-

leration,

Hoyt,

n the table.

, entitled

or the collection and preservation of the
 this State, and the compensation to be

me and was not passed, a majority of all
 ot voting therefor, by yeas and nays, as

YEAS.

Mr. Gilmore,	Mr. Lockwood,
Gordon,	Shaw,

Mr. Buell,
Burns,
Caplis,
Drew,
Edwards,
Eggleston,
Fancher,
Fey,

Mr. Green,
Harris,
Hoar,
Hosner,
Howard,
Hoyt,
Lewis,

Mr. Striker,
Thompson,
Van Scoy,
Walton,
E. C. Watki
Wheeler,
Zimmerman

NAYS.

Mr. Ackley,
Bailey,
Bottomley,
Briggs,
Brunson,
Cady,
Carter,
Chamberlain,
Climie,
Cobb,
Cook,
Curtis,
Drake,
Ferguson,
Garvelink,
Goodrich,
Grant,
Greusel,
Haire,

Mr. Haywood,
Hertzler,
Hewitt,
Kellogg,
Kipp,
Knapp,
Lamb,
Luce,
Markey,
E. R. Miller,
Mitchell,
Noyes,
O'Dell,
Perry,
Pierce,
Priest,
Remer,
Rich,
Ripley,

Mr. Robinson,
Rose,
Sanderson,
Scott,
Simpson,
Smith,
Van Aken,
A. Walker,
F. Walker,
J. Walker,
L. Walker,
Warren,
C. W. Watk
Welch,
Welker,
West,
Withington
Wixson,

House bill No. 213, entitled

A bill to amend chapter 136 of the compiled laws of 1901 relative to primary schools, by filling blank sections 74, 80, 87, 88, 89, and 90, and to amend section 91 of said act,

Being under consideration,

On motion of Mr. J. Walker,

The bill was laid on the table.

House bill No. 99, entitled

A bill to establish a board of commissioners to increase the product of the fisheries, and to make an appropriation therefor,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Grant moved to amend the bill by adding thereto the following, to stand as section 6 :

assessed upon the taxable property of
 e thousand eight hundred and seventy-
 thousand five hundred dollars, and in
 ight hundred and seventy-four the fur-
 and five hundred dollars, assessed and
 other State taxes are by law levied,
 h tax, when collected, shall be credited
 to reimburse to the same the sum to be
 vided in sections one and two of this

it prevail.

sed, a majority of all the members elect
 and nays, as follows:

YEAS.

Mr. Gordon,	Mr. Romer,
Grant,	Rich,
Green,	Rose,
Greusel,	Scott,
Haire,	Shaw,
Harris,	Speed,
Haywood,	Thompson,
Hertzler,	A. Walker,
Hoar,	F. Walker,
Hosner,	J. Walker,
Howard,	L. Walker,
Hoyt,	Warren,
Lewis,	E. C. Watkins,
Lockwood,	Welch,
E. R. Miller,	Wheeler,
Mitchell,	Withington,
Noyes,	Zimmerman,
Perry,	Speaker,

55

NAYS.

Mr. Lamb,	Mr. Simpson,
Luce,	Smith,
Markey,	Striker,
Morse,	Van Aken,
O'Dell,	Van Scoy,
Pierce,	Walton,
Priest,	C. W. Watkins,

Mr. Hewitt,
Kellogg,
Kipp,
Knapp,

Mr. Ripley,
Robinson,
Sanderson,

Mr. Welker,
West,
Wixson,

Mr. Bartholomew moved to reconsider the vote by which the House passed the bill.

Mr. Bartholomew moved to lay the motion to reconsider on the table;

Which motion prevailed.

MOTIONS AND RESOLUTIONS.

Mr. Drake moved to take from the table Senate bill No. 152, entitled

A bill to incorporate the village of Reading, in Hillsdale county;

Which motion prevailed.

On motion of Mr. Drake,

The bill was referred to the committee on municipal corporations.

Mr. Drake moved to take from the table House bill No. 153, entitled

A bill to change the time of the annual meeting of St. Peter's (Protestant Episcopal) Church, in the city of Hillsdale, from Wednesday to Monday in Easter week, and to increase the number of vestrymen of said church, from six to seven;

Which motion prevailed.

On motion of Mr. Drake,

The bill was placed on the order of third reading.

Mr. Shaw moved to reconsider the vote by which the House refused to pass House bill No. 153, entitled

A bill to establish a bureau of statistics;

Which motion prevailed.

On motion of Mr. Shaw,

The bill was laid on the table.

Mr. Lewis moved to discharge the committee of the whole from the further consideration of House bill No. 251, entitled

A bill to amend an act entitled "An act to revise and amend

t to incorporate the city of Bay City,"
1865, being act No. 348 of the session
the year 1867, as amended by the act
d to add several new sections thereto,
iled.

ewis,

on the order of third reading.

to take from the table House bill No.

the village of Deerfield ;

iled.

ilmore,

on the order of third reading.

ake from the table

the construction of a State road in the
be called and known as the Millbrook

;

iled.

ose,

d printed, referred to the committee of
on the general order.

the following:

Auditor General be, and he is hereby
this House a tabular statement of the
of taxes, and the interest thereon, from
the month of September, 1872 ;

following:

committee on public health be and are
port to this House whether there can be
securing a more even temperature and
m ;

to take from the table the following new
committee on rules and joint rules :

RULE 30. The previous question shall only be admitted when demanded by a majority of the members present. On a motion for the previous question the Speaker shall say, requiring a majority of the members present to support demand, as many as will second the motion will rise."

If a majority of those present rise, the previous question shall be thereby seconded, and the question shall then be "Shall the main question be now put?" On a motion for the previous question and prior to seconding the same, a call of the House shall be in order, or the yeas and nays may be demanded; but after a majority shall have ordered the previous question, no call or motion shall be in order prior to the decision of the same. The effect of the previous question shall put an end to all debate, and bring the House to a direct vote upon a motion to commit, if such motion shall be to have been made; and if this motion does not prevail, then upon pending amendments, and then upon the main question. When a motion to reconsider is taken under the operation of the previous question, and is decided in the affirmative, the previous question shall have no operation upon the question to be reconsidered. If the House shall refuse to order the main question, the consideration of the subject shall be resumed as though no motion for the previous question had been made;

Which motion prevailed.

The question being on the adoption of the rule,

The rule was adopted, two-thirds of all the members voting therefor.

Mr. L. Walker moved to take from the table House bill 153, entitled

A bill to establish a bureau of statistics;

Which motion prevailed.

On motion of Mr. L. Walker,

The bill was referred to the committee on State affairs.

Mr. E. R. Miller presented the following communication which was ordered printed in the journal :

U. S. COMMISSION, FISH AND FISHERIES, }
Washington, March 6, 1878. }

DEAR SIR—I have been much interested in the efforts which have been initiated in Michigan, looking towards the appointment of efficient Commissioners who shall have charge of the fishing interests of the State. You, of course, need no instructions as to the propriety of making the necessary efforts, not only to prevent further deterioration of the fisheries, but to increase them to their fullest extent. As U. S. Commissioner of fish and fisheries, I am very desirous of doing all in my power for the different parts of the country, but I find it more easy to work through the State Commissioners, than to attempt to exercise an independent function within the limits of any State. I have been able, with proper co-operation with the Commissioners of the New England and Middle States, to facilitate their labors very greatly, and I shall take great pleasure in doing what I can in connection with similar officers on the great lakes.

The researches of Mr. Milner, Deputy U. S. Commissioner, have given us the natural history of the whitefish and lake trout. In vastly increasing the abundance of these fish, a very moderate outlay will produce very great results.

I am quite well satisfied that the introduction of salmon of any species or another, and of shad into your waters, is a perfectly practicable enterprise, and that a few years only of successful effort in this direction will add immensely to the stock of fish in the great lakes. For these species the lakes constitute a genuine ocean, where they find the proper temperature and quiet for their sojourn while young, and outside of the spawning season, and where they can very easily obtain an immense profusion of precisely the same minute crustaceans as those upon which they feed with such avidity in the open ocean.

Very respectfully,

SPENCER F. BAIRD,

United States Commissioner.

Hon. E. R. MILLER, Lansing, Mich.

1888.

ing:

the Legislature of 1888 for four sections of State land of a road in Sand Springs and the prayer that the Legislature appropriate the money and that the money not being sufficient for the construction of the road, Moore, Sen., has asked the Representatives for swamp land to construct the road.

Representatives, (the Senate has not yet acted) hereby recommend that the State Swamp Land Commission be authorized to complete the construction of the road on the lands be located in Sand Springs.

The resolution by adding the lands be located in Sand Springs.

of the resolution,

1888.

resolution was adopted.

Mr. Rich,
Scott,
Shaw,
Simpson,
Smith,
Speed,
Thompson,

Mr. Kipp,
Knapp,
Lamb,
Lewis,
Lockwood,
Markey,
E. R. Miller,
Mitchell,
Morse,
O'Dell,
Perry,
Pierce,
Remer,

Mr. Van Sooy,
A. Walker,
J. Walker,
Walton,
Warren,
E. C. Watkins,
Welch,
Welker,
West,
Wheeler,
Withington,
Wixson,
Speaker,

III

NAYS.

Mr. Grant,
Hewitt,
Luce,
Noyes,
Ripley,

Mr. Robinson,
Striker,
F. Walker,
O. W. Watkins,
Zimmerman, 15

reed to.

ittee on municipal corporations, leave being
ted as follows:

tee on municipal corporations, to whom was

ise the charter of the village of Decatur, being
"An act to incorporate the village of Decatur,"
ch 16, 1861,

report that they have had the same under con-
. have directed me to report the same back to
ithout amendment, and recommend that it do
o be discharged from the further consideration

JOHN L. BUELL, *Acting Chairman.*

pted and committee discharged.

of Mr. Simpson,

ere suspended, and the bill was put upon its
sage.

s then read a third time and passed, a majority

of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Haire,	Mr. Robinson,
Bailey,	Haywood,	Sanderson,
Bottomley,	Hertzler,	Scott,
Briggs,	Hewitt,	Shaw,
Brunson,	Hoar,	Simpson,
Buell,	Hosner,	Speed,
Burns,	Howard,	Striker,
Cady,	Hoyt,	Van Scoy,
Caplis,	Kellogg,	A. Walker,
Carter,	Kipp,	F. Walker,
Chamberlain,	Knapp,	J. Walker,
Olimie,	Lamb,	L. Walker,
Cobb,	Lewis,	Walton,
Cook,	Lockwood,	Warren,
Drew,	Markey,	C. W. Watkins,
Edwards,	E. R. Miller,	Welch,
Fancher,	Mitchell,	Welker,
Ferguson,	Morse,	West,
Fey,	O'Dell,	Wheeler,
Gilmore,	Pierce,	Withington,
Gordon,	Priest,	Wixson,
Grant,	Remer,	Zimmerman,
Green,	Rich,	Speaker
Greusel,		

NAYS.

Title agreed to.

On motion of Mr. Simpson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Ferguson asked and obtained leave of absence until Tuesday next.

Mr. F. Walker asked and obtained leave of absence until Tuesday next.

Mr. Hertzler asked and obtained leave of absence until Tuesday next.

On motion of Mr. Welker,

The House adjourned.

Lansing, Friday, March 14, 1873.

met pursuant to adjournment, and was called to speaker.

ev. Mr. Davis.

quorum present.

asked and obtained leave of absence until Tues-

er asked and obtained leave of absence indefinitely of sickness.

asked and obtained leave of absence indefinitely, sickness.

asked and obtained leave of absence until Tues-

asked and obtained leave of absence for Mr. Harris

asked and obtained leave of absence until Tues-

on rose to a question of privilege, and spoke as

RE—I rise to a question of privilege. I find in Tribune of the 12th inst. an article headed "Criminal statistics." in which the writer says: "The House yesterday introduced Mr. Eggleston's bill to provide for preservation of criminal statistics. * * * * * It

ring the debate that the intention was to give several circuit judges and thereby raise their

ge of this article is false in fact, and conveys, necessarily false impression to the minds of the public ly transpired in the debate. It in effect represents attempting to perpetrate a fraud upon this House public, by concealing the real object of the bill introduced. It is calculated to place me in a false, disgraceful position before the people of this State.

I stated clearly and distinctly the two main objects of the bill before any debate took place upon it, so that there was no occasion for misrepresentation as to my position upon it.

PRESENTATION OF PETITIONS.

By Mr. Fey: Petition of East Saginaw local board of underwriters, for the reduction of the tax on insurance companies.

Referred to the committee on insurance.

By Mr. Perry: Petition of certain citizens of the township of Hampton, in Bay county, against the annexing of any said township to Bay city;

Referred to the committee on municipal corporations.

By Mr. Withington: Memorial of M. Shoemaker and others, relative to the basis of taxation of insurance companies of other States doing business in this State;

Referred to the committee on insurance.

By Mr. Rose: Petition of J. E. Bevins and 60 others, citizens of Osceola county, praying for the taxation of railroad lands;

Referred to the committee on railroads.

By Mr. Gilmore: Remonstrance of C. M. Walker, T. Applegate, J. H. Fee, W. H. Stone, Henry Hart, W. A. Whitney, and 98 others, all experienced hunters of Lenawee county, against the passage of any bill prohibiting the shooting of quails;

Referred to the committee on State affairs.

By Mr. Burns: Petition for the purchase by the State of the portrait of Dr. Houghton;

Referred to the select committee on the purchase of the "Trial of Red Jacket;"

By Mr. Van Aken: Memorial W. J. Bowen and 29 other citizens of Branch county, asking an amendment to the law taxing foreign insurance companies doing business in the State;

Referred to the committee on insurance.

REPORTS OF STANDING COMMITTEES.

By the committee on fisheries:

The committee on fisheries, to whom was referred

Senate bill No. 88, entitled

A bill to amend section 2087 of the compiled laws of 1871, being section 1 of an act to prevent fishing with seines and pound or trap-nets in the small inland lakes and streams in the State of Michigan,

Believing that the enactment of general laws to take the place of local enactments are always desirable where the subject will admit, they respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

E. R. MILLER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. A. Walker,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

A bill to amend an act entitled "An act to incorporate the city of East Saginaw, approved February 15, 1859, as amended by act 56 of laws of 1861, act 79 of laws of 1855, act 391 of laws of 1867, act 284 of laws of 1871, and act 38 of laws of 1872,

Request that said bill be printed.

J. J. SPEED, *Chairman.*

On motion of Mr. Speed,

The request of the committee was granted, and the bill ordered printed.

By the committee on religious and benevolent societies :

The committee on religious and benevolent societies, whom was referred Senate bill No. 94, entitled

A bill to protect members of religious societies in the enjoyment of their civil rights,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it pass, and ask to be discharged from the further consideration of the subject.

The object of this bill, in the opinion of your committee, is one that is commendable. We guarantee civil rights and civil liberties to all in our State and national institutions, and to this all institutions should conform, whether they profess to be religious, ecclesiastical, or otherwise. The power of an individual (whether he be bishop, priest, rector, pastor, elder or deacon) to interfere with civil rights of individuals is one of dangerous tendency.

ERASTUS J. WELKER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred

A petition of A. L. Pickett, H. B. Childs, and 98 others, citizens of Kent county, asking for a law prohibiting the putting into any of the streams or ponds of this State, saw or shingle dust, planings or shavings, or other obstructions ;

Also,

A bill to protect water-power owners,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it pass, and ask to be discharged from the further consideration of the subject.

This bill prohibits, under a penalty, the obstructing of

r power, etc., by putting into any stream
hingle or planing-mill shavings, or other
ed to injure.

L. WALKER, *Chairman.*

nd committee discharged.

red printed, referred to the committee of
ed on the general order.

on State affairs:

State affairs, to whom was referred Sen-
tled

for the appointment of a stenographer for
of the city of Detroit.

t that they have had the same under con-
directed me to report the same back to the
ndment, and recommend that it do
rged from the further consideration of the

for the appointment of a stenographer for
t, by the Governor, at a salary of \$1,200

L. WALKER, *Chairman.*

nd committee discharged.

rred to the committee of the whole, and,
d order.

on judiciary:

judiciary, to whom was referred
d amend "An act to encourage the erection
er-power manufactories," approved March
eing chapter 221 of the compiled laws of

t that they have had the same under con-
directed me to report the same back to
amendment, and recommend that it do
discharged from the further considera-

to amend the law providing for acquiring

ertain cases for public use, and at
ect the rights of riparian owners,
npensation for any and all prop

E. O. ROSE, *Acting Chairman*
ommittee discharged.

printed, referred to the committee
the general order.

granted, moved to take from the tr

House of Representatives, That
requested to correspond with the P
r, who is *ex-officio* President of
ertain what theory or school of m
niversity, if any particular theory
> inquire what legislation, if any
ad and thorough instruction in
dicine ;

d.

the adoption of the resolution,
he yeas and nays.

ded.

he previous question.

ided, and the main question order

d, and the resolution was not adopt

ws :

YEAS.

Hoar,	Mr. Thomas,
Kipp,	Thompson,
E. R. Miller,	A. Walker,
O'Dell,	L. Walker,
Perry,	Walton,
Rich,	Warren,
Robertson,	C. W. Watkin
Smith,	E. C. Watkin
Striker,	Zimmerman,

NAYS.

Ackley,	Mr. Haywood,	Mr. Ripley,
Bailey,	Hertzler,	Robinson,
Bottomley,	Hewitt,	Rose,
Brunson,	Hosner,	Sanderson,
Carter,	Howard,	Scott,
Chamberlain,	Hoyt,	Shaw,
Climie,	Kellogg,	Simpson,
Curtis,	Knapp,	Speed,
Drake,	Lamb,	Van Aken,
Edwards,	Lewis,	Van Scoy,
Eggleston,	Lockwood,	B. Walker,
Fey,	Luce,	Welch,
Garvelink,	Markey,	Welker,
Goodrich,	Mitchell,	West,
Gordon,	Morse,	Wheeler,
Green,	Noyes,	Withington,
Greusel,	Priest,	Wixson,

51

Mr. Lockwood moved to reconsider the vote by which the House refused to pass House bill No. 97, entitled

A bill to amend sections 6 and 16 of an act to provide for city superintendents of schools, being act No. 55 of the session laws of 1867, approved March 13, 1867;

Which motion prevailed.

On motion of Mr. Warren,

the bill was laid on the table.

By the committee on insurance:

The committee on insurance, to whom was referred Senate bill No. 165, entitled

A bill to allow mutual marine insurance companies to transact business within this State.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The object of this bill is to allow companies doing an extensive marine and inland insurance business to transact

business in this State, upon their complying with the provisions of chapter 99 of the compiled laws of 1871.

C. W. WATKINS, *Chairman*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, placed on the general order.

By the committee on education :

The committee on education, to whom was referred

A bill to amend sections 4 and 9 of chapter 139, being sections 3759 and 3764 of the compiled laws of 1871, relating to the duties of county superintendents of schools,

Respectfully report that the bill makes the visiting of schools by the county superintendent depend upon the decision of the township board of the township, or of the district board of the district.

The committee are unanimously of the opinion that a change in the present law would be very undesirable, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and that the committee be discharged from the further consideration of the subject.

A. K. WARREN, *Chairman*

Report accepted and committee discharged.

On motion of Mr. Luce,

The bill was laid on the table.

By the committee on education :

The committee on education, to whom was referred

A bill to establish a uniformity of text-books in the public schools,

Respectfully report the object of the bill is sufficiently expressed in the title.

Sec. 57 of the primary-school law says: The district board shall prescribe the text-books to be used in the school; and text-books once adopted shall not be changed within two years except by the consent of a majority of the voters at some regular meeting."

his duty of the district boards is imperative, but very generally neglected; and just complaints are made in almost every community of the frequent changes of text-books. Each new member has his favorite authors, and if permitted will introduce partial or complete change of books, involving oftentimes great expense to the district, without any corresponding advantage. The almost universal result of such negligence on the part of the district board is a great diversity of text-books on the same subject, requiring multiplication of classes to a great extent, and a corresponding diminution of time given to each class. Even if the district board comply with the law, the objection still remains, that persons removing from one district to another (generally those who are least able to buy books), are very often obliged to buy new sets of books for their children.

The bill provides that no change of books shall be made more than once in five years, instead of two years, as at present.

The bill is well guarded against monopoly, and affords abundant opportunity for competition to publishers of books.

The committee have directed me to report the same back to the House, without amendment, and recommend that it do so, and ask to be discharged from the further consideration of the subject.

A. K. WARREN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred the bill to amend section 106, of chapter 10 of the compiled laws of 1871, being an act entitled "An act prescribing the duties of county officers, and regulating the pay of the same," respectfully report that they have had the same under consideration, and have directed me to report the same back to the

House, without recommendation, and ask to be discharged from the further consideration of the subject.

This bill proposes to increase the pay of county surveyors from four, to six dollars, per day.

ANDREW CLIMIE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Climie,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom referred

A bill to amend chapter 92 of the compiled laws of 1878, entitled "An act to authorize the formation of corporations for building and leasing houses and other tenements,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from further consideration of the subject.

J. P. HOYT, *Acting Chairman*.

Report accepted and committee discharged.

On motion of Mr. Van Aken,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGE FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,
Lansing, March 12, 1878.

To the House of Representatives:

I have this day signed, approved, and deposited in the office of the Secretary of State:

An act to prevent and punish offenders for the adulteration

milk, and the product made therefrom, and to repeal an act entitled "An act to prevent the adulteration of milk and to prevent the traffic in impure and unwholesome milk," approved March 31, 1871.

JOHN J. BAGLEY.

The message was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER, }
Lansing, March 13, 1873. }

the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill :

Senate bill No. 187, entitled

A bill to re-incorporate the village of Alma ;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 13, 1873. }

the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 48, entitled

A bill to amend section 174 of chapter 178 of the compiled laws of 1871, relative to executions issued by justices of the peace ;

In the passage of which the Senate has concurred by majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,

Lansing, March 13, 1873.

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 138, entitled

A bill to amend section 20 of act number 496 of the laws of 1867, entitled "An act to revise and amend the charter of the city of Saginaw, approved February 5, 1859," approved March 27th, 1867, as amended by act No. 224 of the laws of 1871.

In the passage of which the Senate has concurred by majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,

Lansing, March 13, 1873.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to request the House to return to the Senate, House bill No. 41, entitled

A bill to amend sections 1, 7, 8, 15, 17, 18, 19, 20, 21, and 23 of act No. 90 of the session laws of 1853, entitled "An act to amend the laws relative to supplying the city of Detroit with water."

pure and wholesome water, and to provide for the construction and management of the Detroit water-works," approved January 14, 1853.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

On motion of Mr. Speed,

the request of the Senate was granted, and the clerk was directed to re-transmit the bill to the Senate.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 13, 1873. }

The Speaker of the House of Representatives:

RE—I am instructed by the Senate to request the House to return to the Senate, Senate bill No. 151, entitled "A bill to amend sections 1, 4, 7, 16, 17, 20, 22, 29, 32, 34, and 39 of 'An act to incorporate the city of Hastings, passed March 11, 1871,' and to add two new sections thereto and as sections No. 49 and 50."

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

On motion of Mr. Striker,

the request of the Senate was granted, and the clerk was directed to return the bill to the Senate.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 13, 1873. }

The Speaker of the House of Representatives:

RE—I am instructed to return to the House the following

House bill No. 42, entitled

"A bill to amend section 57 of chapter 176, being section 3 of the compiled laws of 1871, relative to cases in chancery; which the Senate amended by striking out of line 13 of sec-

tion 5093 the words "such trial," and inserting in lieu thereof the words "the same is made and settled ;"

And in which amendment the House non-concurred, and inform the House that the Senate insists on the said amendment,

Very respectfully,

JAMES H. STONE,

Secretary of the Senate

Mr. Hoyt moved that a committee of three be appointed from the part of the House to act with a committee of two on the part of the Senate, as a committee of conference to consider the difference existing between the two Houses in regard to the bill ;

Which motion prevailed.

The Speaker announced as such committee, Messrs. Hoyt, Shaw, and Goodrich.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, March 14, 1878.

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to request the Honorable Member to return to the Senate, Senate message bill, entitled

A bill to incorporate the city of Negaunee.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate

On motion of Mr. Kipp,

The request of the Senate was granted, and the Clerk instructed to return the bill to the Senate.

THIRD READING OF BILLS.

House bill No. 25, entitled

A bill to change the time of the annual meeting of St. Peter's (Protestant Episcopal) Church, in the city of Hillsdale, from Wednesday to Monday in Easter week, and to increase the number of vestrymen of said church, from 6 to 7,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Ackley,	Mr. Howard,	Mr. Sanderson,
Briggs,	Hoyt,	Scott,
Brunson,	Kellogg,	Shaw,
Burns,	Kipp,	Simpson,
Chamberlain,	Knapp,	Smith,
Climie,	Lamb,	Striker,
Cobb,	Lewis,	Thomas,
Cook,	Lockwood,	Thompson,
Curtis,	Luce,	Van Aken,
Drake,	Markey,	Van Scoy,
Drew,	E. R. Miller,	A. Walker,
Edwards,	Mitchell,	Walton,
Garvelink,	Morse,	Warren,
Goodrich,	O'Dell,	C. W. Watkins,
Gordon,	Perry,	E. C. Watkins,
Greusel,	Priest,	Welker,
Haire,	Remer,	Wheeler,
Haywood,	Rich,	Withington,
Hewitt,	Robinson,	Wixson,
Hoar,	Robertson,	Zimmerman,
Hosner,	Rose,	62

NAYS.

Eggleston,	Mr. Green,	Mr. L. Walker,
Fancher,	Ripley,	5

Title agreed to.

On motion of Mr. Drake,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 145, entitled

A bill to incorporate the village of Deerfield,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Gilmore moved to amend the bill by inserting before the word "Raisin," in line 3 of section 1 the words, "the north line of low water mark of;"

Also, amend in line 2 of section 2, by striking out the words

"fourth Monday in March," and inserting the words "second Monday in April," in lieu thereof;

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Greusel,	Mr. Robinson,
Bailey,	Haire,	Robertson,
Bartholomew,	Haywood,	Rose,
Bottomley,	Hewitt,	Sanderson,
Briggs,	Hoar,	Scott,
Brunson,	Howard,	Simpson,
Buell,	Hoyt,	Smith,
Burns,	Kellogg,	Striker,
Carter,	Kipp,	Thomas,
Chamberlain,	Knapp,	Thompson,
Climie,	Lewis,	Van Scoy,
Cobb,	Lockwood,	A. Walker,
Cook,	Luce,	L. Walker,
Curtis,	Markey,	Walton,
Drake,	E. R. Miller,	Warren,
Edwards,	Morse,	C. W. Watkins,
Eggleston,	O'Dell,	E. C. Watkins,
Fancher,	Perry,	Welker,
Fey,	Priest,	Wheeler,
Garvelink,	Remer,	Wixson,
Gilmore,	Rich,	Zimmerman,
Goodrich,	Ripley,	Speaker,
Green,		

NAYS.

Title agreed to.

On motion of Mr. Gilmore,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 251, entitled

A bill to amend an act entitled "An act to revise and amend an act entitled 'An act to incorporate the city of Bay City approved March 21st, 1865, being act No. 348 of the session of this State for the year 1867, as amended by the act amendatory thereof, and to add several new sections thereto,

being under consideration,

Mr. Perry moved that the bill be re-committed to the committee on municipal corporations;

Which motion did not prevail.

Mr. Perry moved to lay the bill on the table;

Which motion prevailed.

MOTIONS, AND RESOLUTIONS.

Mr. Greusel moved to discharge the committee of the whole from the further consideration of House bill No. 272, entitled a bill to detach a part of the township of Greenfield, Wayne county, Michigan, and attach the same to the township of Ingalls;

Which motion prevailed.

On motion of Mr. Greusel,

the bill was placed on the order of third reading.

Mr. Greusel moved to discharge the committee of the whole from the further consideration of House bill No. 282, entitled a bill to change the name of the First German Protestant John's Church of Detroit, and legalize certain acts and proceedings thereof, and confirm the title to certain lands held by them;

Which motion prevailed.

On motion of Mr. Greusel,

the bill was placed on the order of third reading.

Mr. Greusel moved to discharge the committee of the whole from the further consideration of House bill No. 295, entitled a bill to amend an act entitled "An act relative to free schools in the city of Detroit," approved February 24, 1869;

Which motion prevailed.

On motion of Mr. Greusel,

the bill was placed on the order of third reading.

Mr. Breitung moved to reconsider the vote by which the House acceded to the request of the Senate for the return of a late manuscript bill entitled

a bill to incorporate the city of Negaunee;

Which motion prevailed.

The question being on granting the request of the Senate for the return of the bill ;

The motion did not prevail.

Mr. Striker moved to reconsider the vote by which the House acceded to the request of the Senate for the return of Senate bill No. 151, entitled

A bill to amend sections 1, 4, 7, 16, 17, 20, 22, 29, 32, 34, and 39 of "An act to incorporate the city of Hastings approved March 11th, 1871, and to add two new sections thereto to stand as sections No. 49 and 50 ;

Which motion prevailed.

The question being on granting the request of the Senate for the return of the bill,

The motion did not prevail.

Mr. Morse moved to discharge the committee of the whole from the further consideration of Senate bill No. 161, entitled

A bill to incorporate the city of Ionia ;

Which motion prevailed.

Mr. Morse moved that the rules be suspended and the bill be placed on its immediate passage ;

Which motion did not prevail.

On motion of Mr. Morse,

The bill was placed on the order of third reading.

Mr. E. C. Watkins moved to take from the table House bill No. 93, entitled

A bill to authorize railroad companies to convey their franchises and property under certain circumstances ;

Which motion prevailed.

On motion of Mr. E. C. Watkins,

The bill was re-committed to the committee on railroads.

Mr. Lamb moved to discharge the committee of the whole from the further consideration of House bill No. 226, entitled

A bill to incorporate the village of Imlay City, in Lapeer county ;

Which motion prevailed.

On motion of Mr. Lamb,

The bill was placed on the order of third reading.

Mr. Curtis moved to take from the table Senate joint resolution No. 3, entitled

Joint resolution authorizing the printing of extra copies of the Legislative Manual of 1873 ;

Which motion prevailed.

On motion of Mr. Curtis,

The joint resolution was referred to the committee of the whole and placed on the general order.

Mr. Van Scoy moved to discharge the committee of the whole from the further consideration of House bill No. 19, entitled

A bill to prevent the destruction of muskrats and muskrat houses in the marshes along the shores of Maple river in the counties of Clinton and Gratiot ;

Which motion prevailed.

On motion of Mr. Van Scoy,

The bill was placed on the order of third reading.

Mr. Gordon offered the following :

Resolved, That members be required to give the title of the bills when they move to take them from the table, or to make other disposition of them ;

Which was adopted.

Mr. Scott moved to reconsider the vote by which the House passed House bill No. 272, entitled

A bill to detach a part of the township of Greenfield, Wayne county, Michigan, and attach the same to the township of Springwells,

On the order of third reading.

Mr. Greusel moved to lay the motion to reconsider the vote on the table ;

Which motion did not prevail.

The motion to reconsider then prevailed.

The question being on placing the bill on the the order of third reading,

The motion did not prevail.

Mr. Scott moved to reconsider the vote by which the House discharged the committee of the whole from the further consideration of the bill ;

Which motion prevailed.

The question being on discharging the committee of the whole from the further consideration of the bill,

The motion did not prevail.

On motion of Mr. Wixson,

The House took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock, P. M.

The House met and was called to order by the Speaker.

Roll called : quorum present.

The House resumed the order of

MOTIONS AND RESOLUTIONS.

Mr. Simpson moved to take from the table

A bill to incorporate the city of Bangor ;

Which motion prevailed.

On motion of Mr. Simpson,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Edwards, leave being granted, presented the remonstrance of business men of Detroit, relative to bridging the Detroit river ;

Referred to the committee on federal relations.

The following is the remonstrance :

To the Legislature of Michigan, in Senate and House :

The undersigned, residents of Detroit, and mostly persons engaged in business, respectfully, but earnestly, ask that you

take no action indorsing or encouraging the building of a railroad bridge across Detroit river, here or at any point, and we offer the following as some of our reasons for this request:

First—Such a bridge would not relieve or expedite the business of railroads, while it would be a serious hinderance to the much larger business of the great shipping interest of the lakes, and thus raise the cost of transportation to the injury of the people.

In round numbers, the 2,500 vessels on the lakes pass any given point on the river (Detroit for instance) 33,000 times during seven and a half months, averaging one vessel each ten minutes, night and day, and sometimes this average is once in five minutes, with successions of tows of four to eight vessels, which would prevent a draw-bridge being closed for hours, and of course prevent meanwhile the passage of all cars. We leave to your judgment to see of what use a railroad bridge thus constantly obstructed could be. It is also impossible for a long tow of vessels to control its motions so accurately as to pass a draw without danger of accident.

Second—Even if a tunnel beneath the river is abandoned or for which there is no good reason, as the late statement of the superintendent, herewith offered, shows), powerful ferry boats will serve the railroads better than a bridge. The "International" is an iron ferry boat used at Port Huron by the Grand Trunk railroad, and has made frequent trips across the river and back in twenty minutes, carrying twenty-one loaded freight cars, and its yearly expenses are but \$20,000.

Allow one hour for each trip, and this boat could transfer across the river, at Detroit, four hundred cars each twenty-four hours, and three such boats would transfer twelve hundred cars per day, at a total cost of not over \$100,000 per year, while the mere interest on the cost of a bridge, not counting wear and damage, would be over \$200,000.

Responsible parties in our city are ready to contract to transfer all cars, etc., at less than the interest and wear of the proposed bridge.

During the past winter the ferry boats here have actually carried across the river all cars offered from this side, and hinderances suffered have been caused by the inability of Great Western railroad of Canada to send East, from Canadian side of the river, the freight sent them; and this inability compelled the Michigan Central Railroad to lend Canadian road some twelve or more locomotives to help carry off its accumulated freights.

At Toledo, where the Maumee river is bridged, we hear cars waiting for weeks to go east, so that granting hinderances here, they are there also during the past winter.

Third—The ice is not a barrier to rapid passage of boats months in the year, as has been stated, but not over an average of forty days, for a term of years.

Fourth—Far more freight is carried by water than by rail, and at lower rates. From Milwaukee, in 1872, while 13,000,000 bushels of wheat and 700,000 barrels of flour were forwarded by water, only 326,000 bushels of wheat and 490,000 barrels of flour were sent by rail, and from Chicago the proportions are nearly the same.

As to comparative prices, we would ask if railroads will carry freight in the winter at the same rates they do in summer, when compelled to meet the competition of vessels?

We apprehend they would hasten to abandon both bridge and tunnel rather than make such agreement.

We would also suggest that when railroads will transport the grain and flour of Michigan farmers from the interior to Detroit as low even as they do the products of Illinois farmers from Chicago, a proposal to build a bridge across our river, the hinderance of navigation would come with better grace than now.

For instance, the freight on flour from Marshall to Detroit is *thirty-four cents* per barrel, while through freight from Chicago, treble the distance, is but thirty cents, now that lake competition is to be met.

These are some reasons among many, why we believe

est to be just, for the public good, and not injurious to the road interest, which we wish to prosper, *but not at the expense of the larger shipping interest or of the people.* We would also suggest that the thousands of vessel owners for whom we address you are scattered along the lakes, in many harbors and ports, while the railroad management is concentrated in a few hands, ready to act at once and to gain a hearing easily.

The following is the communication referred to in the above instance :

The Editor of the Detroit Post :

I have frequently seen in your paper accounts of the impracticability of building a tunnel under the Detroit River because of the bad ground and length of time required to put it through. Having had the honor of starting this work, being superintendent first for the contractors and latterly for the tunnel company, I should know more about the ground than those who have based their opinions from mere hearsay. One of the statements was that the ground is too bad. That is entirely wrong; for the ground through which the main tunnel was intended to be constructed is about the best ground on which a tunnel was ever projected. It is much better than any person connected with the work expected to find, being a tough blue clay. Other statements were that the large tunnels would cost over and above the estimate, in the same proportion that the small one has cost above *its* original estimate. That is not right, for several reasons :

When the estimate for the work was made it was the opinion of all parties concerned that the blue clay extended down to the bottom of the proposed drainage tunnel, which, being kindred, is entirely below the large tunnels. The boring tools then used were not of sufficient strength to test the ground below the main tunnel. The cost of the drainage tunnel was the only doubtful estimate, and for that reason it was started first.

If it had turned out as represented, that is, had it been clay, we should have made 18 feet per day; but when shaft on this side was sunk down to the level of the drainage tunnel, we found the ground hard pan instead of blue clay, and instead of 18 feet per day, could only drive 4 feet. The company knew before we started that it would take at least four times as long to put the drainage tunnel through as had been expected; and being so close to the bed-rock it was also liable to strike water, which would add very materially to the cost of the work. There was then left them three or four different ways to save time and money: one way would have been to sink one or more shafts in the river, so as to have many more faces to work from. Another was to have started the main tunnels, and carried along the bottom drift with small drifts, which would have lessened the cost of the small drift at least 100 per cent, for the reason that the same machinery that was required and used in working the small drift would have been for the rest at about the same cost. The company may have thought that they wanted to prospect the ground before starting the large tunnel. Why, then, did they not begin on the small work, and run a heading through the large tunnels, where they could have made nearly five feet to every foot in the drainage tunnel, and thereby have saved four-fifths of the time. But instead of that, before we were at work two months the report came that the tunnel was going to cost too much money, and would be stopped. From that time to this, it has been the report from week to week. I, for one, could not wait with the energy and will required in order to put through an undertaking such as it was, knowing there was no spirit where the money came from, and that our work was liable to be thrown away next day.

We pegged away, however, until we reached a point 1,000 feet from the shaft, when we struck a spring of sulphur water, which, with what we had struck previously, made 120 gallons per minute, requiring more powerful machinery than we had.

use. On this account we waited until the Canada side had invested as much money as the Americans had done.

The Canada shaft was sunk in about 30 days. In sinking it passed through identically the same strata of clay that it did on the American side. But between the hard pan and the clay lay a thin vein of sand. We drifted in here something over 200 feet, when we struck a small spring of water (not any more than would pass through a two-inch pipe) which came to us through this vein of sand. It carried considerable sand into the tunnel with it. The drift was so small, that only one man at a time could work to shovel it, and while it was running no other work could be done for want of room. The sand that lay nearest to us would run out, then the blue clay (which is over 70 feet thick) would swell down and shut off both sand and water. We drifted ahead until we came to a point that had not swollen, and then got our spring again. We ran along with it in this way for over 150 feet. In advancing this 150 feet the water broke out, and clay shut it off again about twelve different times. We always found that the same quantity of water came each time, neither increasing nor decreasing. We wasted all summer and fall in this work, being compelled to work at it with one face at a time, though knowing that if we had another drift alongside of this one, the water and sand while moving into the one would leave the other dry and workable. It was months after this plan was proposed before any action was taken on it. However, on or about the 14th of December, permission was given to start the second drift immediately above the first, in the stratum of blue clay. We ran that drift 289 feet in 13 days, average 22½ feet per day; whereas, in the first drift, down in the hard pan, it took us nearly six months to go that distance. We had then passed over some portions of the ground under which the first had been taken. We ran through this section without any sign of sand or water until we reached a point 454 feet from the place of starting, which brought us 50 feet ahead of where we left the first drift. At this point our spring of water

came in, but stopped running in the old one. We then put the *old* one ahead 50 feet, let the water in there, changed to the new drift, and ran it ahead 20 feet further, when it came to stop work. Such are the difficulties that have seems to me, put a stop to the Detroit River Tunnel. We have a gang of gold prospect miners, a part of them working for wages while the rest were fighting obstacles, would laugh at the idea of stopping a drift for the sake of a two-inch stream of water!

Again, the company claim that they can build a bridge in less time than the tunnel can be built. Let them start with the same determination to build the tunnel that they have the bridge, and, in my opinion, the tunnel will come first every time. Let them sink a shaft every 800 feet and work both ways from each shaft. It would then be no question of how long it would take one gang of men to build 400 feet of the tunnel. If one gang of men can build 400 feet of tunnel in one summer, why cannot 20 gangs of men build 8,000 feet in one summer?

Perhaps they think the shafts too expensive. To have one every 800 feet would require (beside the two they have down) four on the land and three in the river. The land shafts will cost less than \$8,000 a piece—the river shafts considerably less than \$100,000 a piece. The shaft now down on the American side was put down in 22 feet of water, and cost \$20,000. Those required in the river would be in the water 100 feet, one on each side of deep channel. Let them offer a price to put them all down in six months, and see how quick they will find men to put them down for the money. The shaft in the river should be set between the two main channels, and as soon as the tunnel is completed, be torn out again.

My reason for writing the above is to try and correct any impression that this tunnel was abandoned on account of lack of skill to overcome the difficulties met with there, and to show that a tunnel can be built in less time than a bridge. Those who come hereafter and build this tunnel, will wonder why

acles stood in the way. I have put in too many hard
cks and long hours on this tunnel to see it thrown aside in
way without expressing my regret.

ack of energy and faith on the part of those who held the
e leave the tunnel not yet commenced, whereas, otherwise
ight have been nearly completed.

D. D. McBEAN,

Superintendent of the Tunnel Works.

Mr. Caplis moved to discharge the committee of the whole
n the further consideration of House bill No. 272, entitled,
bill to detach a part of the township of Greenfield,
rne county, Michigan, and attach the same to the town-
of Springwells;

Which motion prevailed.

On motion of Mr. Caplis,

the bill was re-committed to the committee on towns and
nties.

Mr. Hoar moved to take from the table House bill No. 84,
tled,

bill to amend section 11 of chapter 58 of the revised
utes of 1846, being section 3592 in chapter 136 of the
piled laws, relative to primary schools;

Which motion prevailed.

On motion of Mr. Hoar,

the bill was referred to the committee of the whole, and
ed on the general order.

UNFINISHED BUSINESS,

being the consideration of the action of the committee of
whole on striking out all after the enacting clause of
use bill No. 85, entitled

bill to equalize and pay State bounties, and to make the
essary appropriations therefor,

Mr. Warren moved that the House concur in the action of
committee relative to the bill.

Mr. Gordon demanded the yeas and nays.

The demand was seconded, and the motion prevailed, yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Garvelink,	Mr. Scott,
Bailey,	Haire,	Shaw,
Bottomley,	Hewitt,	Smith,
Breitung,	Kellogg,	Thompson,
Briggs,	Lamb,	Van Scoy,
Burns,	Lewis,	B. Walker,
Carter,	Lockwood,	L. Walker,
Chamberlain,	E. R. Miller,	Warren,
Climie,	Perry,	C. W. Watkin
Cook,	Rich,	E. C. Watkin
Drew,	Ripley,	Wheeler,
Edwards,	Robinson,	Withington,
Fancher,	Robertson,	Zimmerman,
Fey,	Sanderson,	

NAYS.

Mr. Branson,	Mr. Hoar,	Mr. Remer,
Buell,	Hoaner,	Rose,
Cobb,	Howard,	Simpson,
Curtis,	Hoyt,	Speed,
Drake,	Kipp,	Striker,
Eggleston,	Knapp,	Thomas,
Gilmore,	Luce,	Van Aken,
Goodrich,	Markey,	A. Walker,
Gordon,	Morse,	Welker,
Green,	O'Dell,	Wixson,
Grensel,	Priest,	Speaker,
Haywood,		

The title was laid on the table.

GENERAL ORDER.

On motion of Mr. Hoyt,

The House went into committee of the whole on the general order,

Mr. Edwards in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report :

The committee of the whole have had under consideration the following entitled bills :

1. House bill No. 161, entitled

A bill to amend section 2 of chapter 41 of the compiled laws 1871;

2. House bill No. 247, entitled

A bill to re-organize the 9th and 14th judicial circuits, and create the 20th judicial circuit;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

3. House bill No. 158, entitled

A bill to provide for the compulsory education of deaf and dumb, and blind children, within the State of Michigan;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

H. D. EDWARDS, *Chairman.*

Report accepted and committee discharged.

The first two mentioned bills were placed on the order of third reading.

On motion of Mr. Brunson,

The House concurred in the amendments made to the third named bill by the committee, and the same was placed on the order of third reading.

The committee on municipal corporations, leave being wanted, reported as follows:

The committee on municipal corporations, to whom was referred Senate manuscript bill, entitled

A bill to incorporate the city of Negaunee,

Respectfully report that they have had the same under consideration, and report that the manuscript is in such shape that the same cannot be considered intelligently without printing. The committee therefore request that the bill be printed and re-committed to the committee.

E. BREITUNG, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Breitung,

The request of the committee was granted, and the bill ordered printed.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report correctly enrolled, signed, and presented to the Governor, the following bills :

1. House bill No. 69, entitled

A bill to amend an act entitled "An act supplementary to the charter of the city of Detroit, relating to a public park and other public grounds for the use of said city," being act No. 277 of the session laws of the year 1871, approved April 1, 1871 ;

2. House bill No. 31, entitled

A bill to amend section 5 of an act to authorize the formation of telegraph companies, being section 2629 in chapter 1 of the compiled laws of 1871 ;

3. House bill No. 82, entitled

A bill to organize the township of Otsego Lake, in the unorganized county of Otsego ;

4. House bill No. 7, entitled

A bill to provide for the approval of the official bonds of county officers by the board of supervisors ;

5. House bill No. 48, entitled

A bill to amend section 174 of chapter 178, being section 5422 of the compiled laws of 1871, relative to courts held by justices of the peace ;

6. House manuscript bill entitled

A bill to amend an act entitled "An act to revise and amend an act to incorporate the city of Ann Arbor," approved March 23, 1867 ; and also an act amendatory thereto, approved March 18, 1871.

C. D. LUCE, *Acting Chairman.*

Report accepted.

The committee on University and Normal School, leave being granted, reported as follows :

The committee on University and Normal School, to whom was referred Senate bill No. 73, entitled

A bill to provide for the appointment of two professors of homeopathy in the department of medicine of the University of Michigan.

The committee, in making a report on Senate bill No. 73, would respectfully submit the following, and ask that it receive the impartial consideration of each member on this floor :

Experience, as well as experiment, has clearly demonstrated the fact that it is not politic to place men representing any particular theory, idea, or dogma in positions of trust or responsibility, if an enterprise broad and extended is desired to be carried on. No where is the effect of this principle more fully seen than within the walls of a college, and harm and injury are sure to accrue to an institution in which this idea is carried out. The prosperity and success of any college is uncertain where men of particular theories, either in theology, politics, or medicine, hold professorships. We have but to point to the numerous and almost unknown colleges in the land to illustrate this statement ; but where college corporations and professors rise above theories and dogmas, there it is that you see colleges that are known, whose graduates fill positions of trust and honor. The term "university" signifies something boarder and more comprehensive than sect or school. Perhaps it will not be out of place to quote the opinions of eminent educators on this subject :

The men who have been custodians of our University, whose every thought and act were for its prosperity and success and for giving to the people of the State every advantage that could seem desirable, have expressed freely their views concerning the policy of the University, and the relation the regents should bear to that institution, and powers that they

should exercise, and which you will find on pages 83, 52, and 55 of the report of the Superintendent of Public Instruction for 1852.

The people of the State, in their constitution, have said that the Regents shall be vested with certain powers, and that they should be held responsible for their action under the law, giving them this power.

Every Board of Regents which has been elected, I believe from the careful examination of their deliberations, has endeavored to please the people, as well as to do that which is best for the best interest of the University. The latter they must accomplish because they are responsible for its success.

The bill before us takes from the Regents certain powers and relieves them of the responsibility of their action in regard to the medical department of the University. The reason urged for the passage of this bill is that a certain sect, claiming to cure disease by the administration of medicine on a theory only, are not represented in the department of medicine and surgery. Your committee is aware that by this theory disease is overcome by medicine that will produce disorder in a healthy body similar to that which they will heal in a diseased body; and that they combine with this theory that small quantities of medicine (in many instances too small for the human mind clearly to estimate), will cure disease. Medicine as taught in the University, is studied experimentally, and whatever medicines are proved to be curative and beneficial should be employed, and in doses of any size that may be found to be by actual use necessary, whether large or small.

Dr. Haven, late President of the University, states:

"I cannot see why the regular school of medicine, in theory at least, does not embrace homœopathy, so far as they, by actual use, find it beneficial. Their theory certainly requires that they should administer medicines on the homœopathic system and in infinitesimal quantities, if they find, by study and practice, that medicines so administered will heal disease. But their theory also requires that they should not *confine* them-

lives to any *exclusive method*, if they find any other method more beneficial, but always keep their eyes open to observe new facts and learn new laws."

The growth and rapid development of a new State, like the one which this Legislature represents, may, and often does, render necessary legislative action for which history might be searched in vain for a precedent. When such necessity occurs, there can be no doubt about the propriety of experimental legislation, and if under such circumstances mistakes are made the world is lenient in its judgment.

But when a Legislature shuts its eyes to precedent,—when a long and thorough experience is recorded in the State records, teaching an unmistakable lesson, and that lesson is ignored or rejected by the Legislature, what judgment ought the world then to render, what measure of condemnation do legislators not deserve if they recklessly experiment to the damage of the State?

This bill referred to your committee is one of a series of like nature and character, the object of which is to dictate to the Board of Regents in their management of the affairs of the University, and also to dictate to them what shall be the character of the college of medicine and surgery.

This effort on the part of the Legislature is not a new thing, and the history of the University shows what the effect of such effort has been under two entirely different conditions of its affairs, viz: when the Legislature, as under the old constitution, was the lawful and sole guardian of its interests, and also under the new, which gives the management of the University to the Board of Regents.

Since the adoption of the present constitution in 1850, though the Legislature has repeatedly passed laws regulating the internal economy of the University, they have had no other effect than to embarrass the Regents, as they have refused to regard the law as binding, and the Supreme Court has sustained them in their refusal.

Previous to 1850, under the old constitution, the Legislature did control and manage the affairs of the University, and a study of the history of its condition and progress during that time may help us to determine whether that control and management had again better be exercised, even assuming that the Board of Regents would yield their constitutional right.

The law establishing the University of Michigan was passed in 1837, and very soon after, branches were put into operation at different points in the State, although the central school at Ann Arbor was not opened until for some four years afterward. During the session of the Legislature in 1840, a committee was appointed "to inquire into the condition of the University, and to ascertain what steps were necessary, if any, to insure its future and permanent success."

The committee reported substantially that no State institution in America has prospered as well as independent colleges with equal and often with less means, and the reasons why they have not, the committee ascribe to the following causes: viz: That they have not been guided by that oneness of purpose and singleness of aim essential to their prosperity; that others whose trustees are a permanent body,—men chosen for their supposed fitness for that very office—and who, having become acquainted with their duties, can and are disposed to pursue a steady course which inspires confidence and insure success.

The following extract is from the report of 1852:

"State institutions have fallen into the hands of the several Legislatures—fluctuating bodies chosen with reference to their supposed qualifications for other duties than cherishing literary institutions. Where Legislatures have legislated directly for colleges, their measures have been as fluctuating as the changing materials of which they are composed. Thus has State after State in this American Union endowed universities, and then by repeated contradictory legislation, torn them to pieces with the same facility as they do the Statute book, and for the

me reason, because they have the right." The report concludes: What the Legislature should attempt in reference to the University is in the opinion of the committee, to put the whole subject into the hands of competent men, leaving it with undivided responsibility on their shoulders, and then the Legislature not meddle with it again, except to protect as guardians; not to destroy as capricious despots. Repeated legislative interference, known by experience to be the ruin of a cause like this, would soon dishearten every regent who takes an interest or active part in the duties of his office. * * The duties of the regents in their turn will be mostly to provide the means and apparatus and the like, and fill the several faculties with able men, and *throw the undivided responsibility of carrying on the work of education on them.*

A board of experienced regents can manage the funds and machinery of a university better than any Legislature; and the faculty can manage the business of education, the interior of the college, better than any regents.

In closing this report your committee would respectfully ask the members of this House to make themselves acquainted with the former reports of the Boards of Regents, and the former Superintendents of Public Instruction, the debates in the Constitutional Convention of 1850. All of them will show you how sectarian and exclusive ideas have been guarded against in the University. On page 54 of reports of the Superintendent in 1852, you will find in substance these words: When they have acted through a board of trustees, under the show of giving a representation to all, they have appointed men of such discordant and dissimilar views that they never could act in concert; so that, whilst supposed to act for and represent *everybody*, they, in fact, have not and could not act for *anybody*.

Your committee would refer the members of this House to the report of the Regents in 1852, page 323, when they reported upon the propriety of teaching homeopathy in the

University. We will not detain you in quoting from their report, but respectfully ask you to read it.

Your committee would submit that, should you pass this law, that you make the department in fact a homeopathic institution, and exclude two-thirds of the people of this State from representation, if one-third are homeopaths, as claimed by the friends of this bill, for there is no act requiring the Regents to appoint any professor of a particular theory.

Your committee believe that there is no particular theory taught there at the present time, and that the teaching of special ideas, as such, would make the University a place of strife and discord.

Dr. Haven, in 1868, speaking on this subject, said :

“What we want in the department of medicine and surgery, is a number of professors who shall present all the subjects and all the information properly belonging to the science and art of medicine and surgery. They should be, as they are, professors of anatomy, physiology, pathology, surgery, diseases in general, diseases of a particular class, chemistry, *materia medica*, etc., etc., embracing the whole art of the science of medicine and surgery; but not professors of ‘Allopathy,’ ‘Homœopathy,’ ‘Hydropathy,’ or any other *special* theory, and the graduates should receive not a title of ‘Homœopathic Doctor’ or ‘Allopathic Doctor,’ or doctor of any *particular kind*, but simply the old time-honored M. D., Doctor of Medicine.”

The University should not establish a department of medicine and surgery in the interest of any particular class of physicians, or with the special purpose of making doctors of any particular kind, or of all kinds, but to teach the science of medicine fully, and broadly, and, as far as possible, thoroughly.

The committee would respectfully ask the House to consider the following quotation, coming as it does, from one of the leading and most eminent homœopathists of the State, as found in to-day's Detroit Daily Post:

“At least four-fifths of the homœopathic physicians of the State are in favor of a separate medical department; and a petition with 130 names of physicians attached, is sent into the Senate, which that body totally disregards, and passes a bill petitioned for by four physicians: one that is doubly objectionable to the Regents to the one they have refused to obey for the last eighteen years, and which the Supreme Court has refused to compel them to obey. Could a greater farce be enacted or absurdity be more absurd?”

Having presented you these outlines, we hope that the report will be to you a guide by which you can continue the study of this subject. The committee would ask that the bill do not pass, and ask that they be discharged from the further consideration of the subject.

H. F. THOMAS, *Chairman.*

A. ROBERTSON.

Mr. Knapp gave notice that other members of the committee would ask leave to present another report.

Report accepted and committee discharged.

On motion of Mr. Shaw,

The bill was laid on the table.

Mr. Noyes asked and obtained leave of absence until Tuesday next.

Mr. Simpson asked and obtained leave of absence until Tuesday next.

Mr. Climie asked and obtained leave of absence until Tuesday next.

Mr. Scott asked and obtained leave of absence for Mr. Pierce indefinitely, on account of sickness.

Mr. Cobb asked and obtained leave of absence until Tuesday next.

Mr. Thomas asked and obtained leave of absence until Tuesday next.

Mr. Bailey asked and obtained leave of absence until Tuesday next.

Mr. Green asked and obtained leave of absence until Tuesday next.

On motion of Mr. Bottomley,
The House adjourned.

Lansing, Saturday, March 15, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Glover.

Roll called: a quorum present.

Absent without leave: Messrs. Burns, Edwards, Drew, Eggleston, and A. Walker.

Mr. E. C. Watkins asked and obtained leave of absence for Mr. Eggleston until Tuesday.

Mr. E. C. Watkins asked and obtained leave of absence for Mr. A. Walker for the day.

Mr. Gordon asked and obtained leave of absence for Mr. Edwards for the day.

Mr. Gordon asked and obtained leave of absence for Mr. Burns for the day.

Mr. Gordon asked and obtained leave of absence for Mr. Drew indefinitely, on account of sickness.

Mr. Kellogg asked and obtained leave of absence until Monday noon.

PRESENTATION OF PETITIONS.

By Mr. Cobb: Petition of W. A. House and 56 others, of Kalamazoo, asking that the law relating to foreign insurance companies doing business in this State be amended, and that the tax be levied only on moneys retained of the payment of losses;

Referred to the committee on insurance.

By Mr. Striker: Remonstrance of Hon. Jas. A. Swezey and 32 others of Hastings, against the passage of the bill amending the charter of the city of Hastings;

Referred to the committee on municipal corporations.

The following is the remonstrance:

To the Hon. the Legislature of the State of Michigan:

The undersigned, voters and freeholders of the city of Hastings in the county of Barry, do respectfully and earnestly protest and remonstrate against the passage, by your honorable body, of the bill known as Senate bill No. 151, the same being a bill for the amendment of sections 1, 4, 7, 16, 17, 20, 22, 29, 32, 34, 38, and 39, of "An act to incorporate the city of Hastings," approved March 11, 1871, and to add two new sections thereto, to stand as sections No. 49 and 50.

The undersigned do further respectfully show, that such bill was introduced without the wish, knowledge, or consent of the common council, or of any respectable number of the voters and property owners of said city; and that each of the proposed amendments to said charter are unnecessary, uncalled for, and would be absolutely injurious to the best interests of the city were the same to become law.

Hastings, March 10, 1873.

By Mr. Haire: Petition of E. Baxter and 8 other attorneys and 34 citizens of Ottawa county for the passage of the bill creating a new judicial circuit of Ottawa and Allegan counties;

Referred to the committee on judiciary.

The following is the petition:

To the Senate and House of Representatives of the State of Michigan:

Your petitioners, the undersigned citizens of the county of Ottawa, in the Fourteenth Judicial Circuit of this State, are advised that a bill has been introduced and is now pending before your honorable body, to reorganize the Ninth and Fourteenth Judicial Circuits of this State, and to create a new circuit to be composed of the counties of Ottawa and Allegan.

Your petitioners would respectfully represent that in view of the rapid growth of said Fourteenth Judicial Circuit (with which they are most conversant) in population, wealth, and consequent increase of all kinds of business,—and especially in view of the steady and rapid increase of judicial business therein, which increase must in its nature, be permanent, it is desirable, if not an absolute necessity, that said circuit be reduced.

Also, that in view of the contiguity of the two counties of Allegan and Ottawa, direct communication by railroad between them, and in many respects similarity of their interests and the business pursuits of their inhabitants, it is desirable that a new circuit be formed of said counties.

Your petitioners therefore pray that said new judicial circuit may be formed, and that said bill now pending for that purpose, do pass.

By Mr. Robertson: Protest against the bill repealing the usury laws ;

Referred to the committee on judiciary.

The following is the protest :

To the Honorable House of Representatives of the State of Michigan :

The undersigned would respectfully protest against the passage of House bill No. 161, reported by the judiciary committee, relative to the legal rate of interest, which bill proposes to abolish all restriction. The honorable committee give some very satisfactory reasons, doubtless, to themselves, and also to money lenders, in favor of the bill ; but their arguments appear sophistical and fallacious to the toiling masses, who are frequently compelled, by stern necessity, to pay ten per cent for the use of money, which is a higher rate than any man can pay and prosper in any legitimate business. If the honorable committee had consulted the borrowers as well as the lenders of money, they would have learned that at least nine-tenths of the voters would have said, "If you make any change, by all means adopt the New York State law, making

it a penal offense for the lender to take, directly or indirectly, more than the legal rate, besides a forfeiture of the whole amount loaned.

Space will not permit me to analyze but three or four of the principal arguments in favor of the bill :

First. That it would be as reasonable to prescribe the price of all the products of industry as to enact what price should be paid for the use of money. This argument is fallacious ; because there is no analogy between money and the products of the soil, the shop, and the manufactory. Money being the standard basis and the regulator of all values, the great motive power, which moves and regulates, or disarranges and depresses all the vast and varied interests of this mighty nation, according to the will or caprice of the combined operators ; and being the creature of law, dependent upon the law-making power for its existence, it should be regulated by law.

Second. The committee say the law is constantly violated, therefore, it should be repealed. If this argument is valid, then nearly every law on the statute books should be repealed instead of repealing wholesome laws of long standing, because they are violated. All law-abiding citizens think it would be wisdom on the part of the Legislature to make provision for their rigid enforcement.

Third. One of the Detroit bankers seems to think there should be free trade in money because the lawless Shylocks, gamblers, and corruptionists of New York city not only disregard all law, but corrupt the law-makers and buy up the judges. This, we think, is a good argument in favor of stringent legislation. He also refers to the abolition of all usury laws in Massachusetts as tending to cheapen the rates of interest. The facts are, that in that wealthy old commonwealth, under the usury law, money was seeking investment at five and six per cent ; under the present law no money can be obtained for less than seven, and from that up to twenty-five per cent, according to the necessity of the borrower. If the repeal of all usury laws

would cheapen rates, why are all money lenders in favor of repeal? The law does not prohibit their taking lower rates.

Fourth. Repeal our present law, and nearly all our national banks will be converted into money-shaving institutions; whereas, now, if any bank receives more than ten per cent they violate their charter. There are thousands of law-abiding citizens all over the State who believe it just as honorable to violate the law against felony as that against usury; and they would no sooner take illegal interest than they would pick their neighbor's pocket. But repeal the law, and many of them, believing that whatever is legal is right, they would become extortioners, taking advantage of the ignorance and necessities of unfortunate debtors.

All of which is respectfully submitted for your candid consideration.

H. H. TAYLOR

Dowagiac, Cass county, Mich., March 10, 1873.

REPORTS OF STANDING COMMITTEES.

A part of your committee on University and State Normal School, to whom was referred Senate bill No. 73, entitled

A bill to provide for the appointment of two professors of homeopathy in the department of medicine of the University of Michigan,"

Beg leave to report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass.

Your committee most respectfully urge the passage of this bill for the following reasons, viz.:

First. Justice and the public good require the passage of the bill.

Second. The policy which excludes the homeopathic system of medicine from the University is, in our opinion, at variance with public interest and the general welfare of the University.

Third. It appears to your committee unjust to tax the peo-

ple to sustain the University while it denies the benefits which ought to accrue to them.

Fourth. Homeopathic practice has arisen to the dignity of a school and a system, and is patronized by a very large portion of the people of the State. Among those who have adopted it in place of the old-school practice are found men on the bench, at the bar, in the pulpit, in scientific societies, among authors, philosophers, and men of profound learning.

Fifth. It is, in the opinion of your committee, an illiberal and unjust policy which compels those whom the people desire to educate, to seek, at great expense, the advantages of a medical education abroad, which *ought to be* and *may* be furnished within the walls of our own University.

Sixth. Your committee have no hesitation in declaring their belief that the day has passed when old prejudices and class distinctions deserve any special consideration at the hands of this Legislature.

Seventh. What the people regard as of vital interest to them is, that their physician, of whatever school, shall be thoroughly educated, and the effort to accomplish such an object should be treated neither in the light of passion or prejudice.

And finally, your committee have only to direct the attention of this House to the significant fact that every attempt to repeal the act of 1855 has failed, thus evincing the intention of the people to relax no honorable effort until the claims of the system to which they entrust their sick are equally respected in the medical department of the University.

MICHAEL NOYES,

A. S. KNAPP,

From Committee on University and State Normal School.

Report accepted and committee discharged.

On motion of Mr. Knapp,

The bill was taken from the table.

On motion of Mr. Knapp,

The bill was made the special order for Wednesday next at 2:30 P. M.

By the committee on railroads:

The committee on railroads, to whom was referred

A bill to enable railroad companies to amend their articles of association in certain cases,

Respectfully report that they have had the same under consideration.

The object of the bill is to authorize railroad companies to so amend their articles of association as to allow two or more companies having essentially the same terminal points, by a vote of two-thirds of the stockholders of each company, to consolidate; also, to allow a company to so amend its articles of association as to change from a broad to a narrow gauge road.

Your committee are of the opinion that section 3 of an act entitled "An act to provide for the incorporation of railroad companies," approved April 18, 1871, provides for nearly everything asked for in this bill, and that if any change is desired, the bill should have been introduced as a bill amendatory of the above named section.

They have, therefore, directed me to report the same back to the House, without amendment, with the recommendation that it do not pass, and ask to be discharged from the further consideration of the subject.

E. C. WATKINS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Scoy,

The bill was laid on the table.

By the committee on railroads:

The committee on railroads, to whom was referred

A bill to amend section 37 of an act entitled "An act to revise the laws providing for the incorporation of railroad companies," approved April 17, 1871, being section 2441 of chapter 75 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration.

The object of the bill is to repeal the provision of 1871, exempting railroad lands opposite to and co-terminous with the constructed portions of the roads, from taxation for three years from and after the 1st day of April, 1871; also the second provision of the same act, exempting the same class of lands, belonging to the several land-grant railroad companies, from taxation for two years from the same date.

The majority of your committee, knowing that a large portion of this class of lands lies in newly-settled townships, and that their value has been greatly enhanced by the improvements made by actual settlers on adjacent lands, by the building of school-houses, the construction of roads, etc., cannot but feel that it is a great injustice to the poor, hard-working settler, that the owners of these lands should be exempt from bearing their share of the burden of taxation.

The general question of the authority of the legislature to make railroad lands subject to taxation, has been so ably discussed by the Senate railroad committee, in their report, which is spread upon the journal, and by certain railroad attorneys, whose printed opinions have been placed upon the tables of members, that your committee do not deem it necessary, in this report, to go into the subject.

They have, therefore, directed me to report the same back to the House, without amendment, with the recommendation that it do pass, and ask to be discharged from the further consideration of the subject.

E. C. WATKINS, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bill ;

House bill No. 138, entitled

A bill to amend section 20 of act number 496 of the laws of

1867, entitled "An act to revise and amend the charter of the city of Saginaw, approved February 5, 1859," approved March 27th, 1867, as amended by act No. 224 of the laws of 1871 ;

C. D. LUCE, *Acting Chairman.*

Report accepted.

By the committee on education :

The committee on education, to whom was referred

A bill to provide for a State board of appeal, and examination of teachers for State certificates,

Report that the title of this bill states its object.

Your committee find upon examination of section 8 of chapter 139, being section 3763 of the compiled laws of 1871, that the Superintendent of Public Instruction is vested with full power asked for in this bill, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

J. C. BRUNSON, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Aken,

The bill was laid on the table.

By the committee on judiciary :

The committee on judiciary, to whom was referred House bill No. 194, entitled

A bill to enable the Thunder Bay River Boom Company to acquire title to lands and river frontage on the Thunder Bay river, for the use of said Company,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

This bill grants the right to this Boom Company to improve this river for the purposes of running logs and lumber,

and seeks to protect the rights of riparian owners and secure just compensation for the same.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Lockwood,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred

A bill to provide for the payment of bounty to certain soldiers who enlisted in Michigan regiments during the years 1861 to 1865, both inclusive; and to widows, children, and dependent parents of deceased soldiers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The class of soldiers for whom bounties are provided in this bill, are those who were disabled by wounds or sickness in the line of duty as soldiers, and whose disability now entitles them to pensions, and who received no State bounty, or a less bounty than the bill provides. The bill also provides for the payment of bounties to certain heirs of soldiers who were killed, or who died of wounds received, or sickness contracted in the service of the United States during the rebellion, and who received no State bounty.

The passage of the bill is urged upon the strength of the appeal which the death or disability of the soldier makes upon the State.

W. H. WITHINGTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred

A bill to provide for keeping more complete accounts in the educational, charitable, and penal institutions of the State,

Respectfully report that the object of the bill is set forth in the title.

In the opinion of the committee every well regulated business concern should keep correct and accurate accounts of their receipts and disbursements in every branch of their business.

They have therefore directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. K. WARREN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred Senate bill No. 130, entitled

A bill to amend section 5 of chapter 136, relative to primary schools, being section 3586 of the compiled laws of 1871,

Respectfully report that the object of this bill is to cause all school district officers to be elected by ballot. The practice of electing such officers *viva voce* is, in the opinion of your committee, a bad one, and often results in the election of men who are not really the choice of a majority of the voters.

They have therefore directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. K. WARREN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred Senate joint resolution No. 4, entitled

Joint resolution proposing an amendment to section 1, article 9 of the constitution of the State, relative to salaries,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This resolution leaves with the people power to legislate upon the question of salaries for State officers, and takes one of the many acts of legislation out of our constitution.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred House bill No. 122, entitled

A bill to incorporate the village of Reading, in Hillsdale county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. J. SPEED, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hewitt,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on rules and joint rules:

The committee on rules and joint rules, to whom was referred the following resolution:

Resolved, That rule 62 of this House be amended by striking out the words "Cushing's Law and Practice of Legislative Assemblies," and inserting the words "Jefferson's Manual,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

Your committee make this recommendation not because the rules of parliamentary practice comprised in Cushing's Law and Practice of Legislative Assemblies are objectionable. On the contrary, we deem the work one of the very best published.

The change is recommended for reasons of convenience only. The practice in Congress is very fully reported in the Congressional Globe, and that paper furnishes the most full and complete guide to correct practice acceptable to the American student. The practice in Congress is "governed" by the rules comprised in Jefferson's Manual, and Congress has published a digest of said rules together with a digest of its own rules, and so much of the constitution and the laws as relates to the proceedings of the House.

The author of this digest, Mr. John M. Barclay, is one of the best parliamentarians in this or any other country; and the work, unlike that of Cushing, is not so bulky as to render it unfit for a hand-book. For these reasons and others which will readily suggest themselves, your committee favor the passage of the resolution.

I. H. BARTHOLOMEW, *Acting Chairman*.

Report accepted and committee discharged.

Mr. Ripley moved to lay the report on the table;

Which motion did not prevail.

The question being on the adoption of the report,

The same was not adopted, two-thirds of all the members elect not voting therefor.

On motion of Mr. Warren,

The report was laid on the table.

REPORTS OF SPECIAL COMMITTEES.

The undersigned, members of the special committee appointed to examine into the conduct and management of the Grand Rapids & Indiana Railroad, while concurring in the report of the committee, are of the opinion that it does not fully cover the ground, and beg leave to submit the following:

The excessive rates of freight have a tendency to cripple large interests growing up on this road and points where there is no competition, demanding at our hands a law making a uniformity of rates of freight.

The station houses at Big Rapids and Cedar Springs are, in the opinion of your committee, a disgrace to any company operating a railroad in a civilized country—poorly constructed, small, much of the time in a filthy condition, unfit for the reception of human beings, often overcrowded with coarse, vulgar, brutal men; and this the only place provided for respectable people, and for ladies, who are obliged to use them while waiting for a train. They are places where no gentleman would take his wife, or no lady would for a moment occupy, only because it is a necessity. At Fisher's Station, six miles south, and the first station south from Grand Rapids, where an average of thirty passengers arrive and depart daily, there is no station house and never has been. We deem it an outrage that people, especially women and children, are not provided with suitable and convenient accommodations for waiting, secure from the inclement weather of the summer, or cold and severe weather of winter. These cases your committee think are a flagrant violation of article 8, section 10, chapter 75, laws 1871.

There are many instances where passenger coaches have been overcrowded, and the running of dirty, filthy coaches is

of common occurrence. Here, again, no protection is given a lady; obliged to sit in a coach with rough, drunken men, who use profane, vulgar and obscene language, she is liable to insult so long as she is obliged to be in their company. It seems to your committee that this might be obviated by furnishing special coaches for ladies and for gentlemen accompanied by ladies, or for gentlemen conducting themselves as gentlemen. Certainly it is a disgrace to the State to permit or allow ladies to be treated as they are treated in many instances on this road. We recommend such action as will regulate this matter.

We also inquired and examined into the delays in settling claims against the company, and have come to the conclusion that such settlements are made as rapidly as possible under a system of so much intricacy and red tape as is in operation in the department whose duty it is to settle such accounts. The company offer as a reason for not fencing the road and building suitable station houses, that the construction fund is all being used in the building of the road north (demanded, they say, by the people); that their whole construction force is at work on the road north, pushing toward the Straits. It seems to your committee, however, that a company having a land grant worth seven million dollars in cash might pass a sufficient amount to the credit of the construction fund to build suitable and convenient stations for the accommodation of passengers; to build fences along the line of their road for the protection of the public, and for the protection of human life while in their charge.

In conclusion, your committee would say that the present officers of the G. R. & I. R. R. Co., who have its management indirectly in charge, seem to be doing all in their power to operate the road in the interests of the public, and are using all the means at their disposal in behalf of their patrons; but the general managers of the road, who do not reside in this State, do not seem to have that due regard for the law, for the accommodation of the public, and for the safety of passengers, that is demanded by the best inter-

ests of the State and the best interests of the people. In justice to the officers of the road, we would say that they stated in their testimony that arrangements had been made to supply the road with sufficient freight cars to do the business of the road; also with suitable and sufficient passenger cars.

All of which is respectfully submitted, and your committee ask to be discharged from the further consideration of the subject.

C. W. WATKINS.

FRED. WALKER, *Chairman.*

Report accepted.

MESSAGE FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE, }
Lansing, March 14, 1873. }

To the House of Representatives:

I return, without my approval, House manuscript bill, entitled

“An act to organize the township of Lake, in Benzie county.”

Affidavits of credible persons, residents of Benzie county, have been placed in my hands, showing that there are not twelve voters in the territory of the proposed new township. The first township meeting is called at the house of V. P. Thurston, and he is made one of the inspectors. I am informed by parties resident there, that said Thurston's residence is not in the proposed new township. These facts have been developed since the passage of the bill, and were not within the knowledge of the honorable gentleman who introduced it, and they seem to me ample reasons why I should withhold my approval of it. The board of supervisors have the power to create the new township if it is desirable or necessary, and in view of the remonstrances and affidavits placed in my hands upon the subject, I deem it the wiser course to refer the matter to them for such action as they may see fit to take.

JOHN J. BAGLEY.

Mr. Lockwood moved to reconsider the vote by which the House passed the bill;

Which motion prevailed.

On motion of Mr. Withington,

The bill was laid on the table.

COMMUNICATIONS FROM STATE OFFICERS.

The Speaker announced the following :

Lansing, March 15, 1873.

To the Hon. Speaker of the House of Representatives :

SIR—There are many of the members of the Legislature who have not yet seen the plans and detail drawings for the new State Capitol, and some may not be aware that these plans can be seen at any time at the office of the State Building Commissioners. I shall be happy at any time to show these plans and explain them to the members and their friends, and for the convenience of those who are engaged through the day, I will keep the office open until nine o'clock each evening, during the remainder of the month of March. As all who have seen and examined these drawings have expressed great satisfaction with the building to be erected, I hope that every member of the Legislature will be prepared, when he returns to his home, to give his constituents a description of the new State Capitol.

Very respectfully,

ALLEN L. BOURS,

Secretary State Building Commissioners.

The communication was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER, }
Lansing, March 14, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 158, entitled

A bill to provide for perfecting the record of the plat of the village of Fort Gratiot, in St. Clair county ;

2. Senate bill No. 205, entitled

A bill prescribing the duties of the Auditor General in certain cases, and his compensation therefor ;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on State affairs.

The second named bill was read a first and second time by its title, and referred to the committee on ways and means.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 14, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to inform the House that Senators Emerson, McGowan, and Brewer have been appointed as members of the committee on conference on the part of the Senate relative to the disagreement between the two houses on

House bill No. 42, entitled

A bill to amend section 57 of chapter 176, being section 509 of the compiled laws of 1871, relative to cases in chancery.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The message was laid on the table.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 14, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 131, entitled

A bill relative to granting injunctions in certain cases ;

2. Senate bill No. 139, entitled

A bill to define and establish a re-insurance reserve for fire and marine insurance companies doing business in this State ;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on insurance.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 14, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill:

House bill No. 41, entitled

A bill to amend sections 1, 7, 8, 15, 17, 18, 19, 20, 21, 22, and 23, of act No. 90 of the session laws of 1853, entitled “An act to amend the laws relative to supplying the city of Detroit with pure and wholesome water, and to provide for the completion and management of the Detroit water-works,” approved February 14, 1853 ;

And to inform the House that the Senate has amended the same as follows :

By inserting after the word "city," in 4th line of section 23, the following :

Provided, That before any water shall be supplied to any person or persons residing outside of the limits of the city, the entire cost of the distributing pipes necessary to supply such person or persons shall be paid to the said board ; and all such distributing pipes through which any water shall be supplied by said water board shall be the property of said board, and form part of its system of distributing pipes : *And provided further*, That at least double the usual rates shall be charged by said board for any water supplied to persons residing outside the city limits ;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

On motion of Mr. Speed,

The bill was referred to the committee on municipal corporations.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 14, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 142, entitled

A bill to amend section 2 of chapter 10, section 12 of chapter 12, and sections 2 and 6 of chapter 13, of act No. 452 of the session laws of 1869, being "An act to amend and revise an act entitled 'An act to revise the charter of the city of Port Huron,'" approved April 5, 1869 ;

And to inform the House that the Senate has amended the same by adding thereto the following :

SEC. 2. There shall be and are hereby added to chapter 14 of this act three new sections, to stand as sections 23, 24, and 25, to read as follows :

CHAPTER 14.

SEC. 23. The board of registration for the several wards of the city of Port Huron shall, on Thursday, Friday, and Saturday next preceding the charter election to be held in said city on Monday, the seventh day of April, in the year of our Lord 1873, be in session at such places in their respective wards as shall be designated by the city board of registration, from nine o'clock in the forenoon until five o'clock in the afternoon of the first two days, and until eight o'clock in the afternoon of the last named day, for the purpose of making a re-registration of the qualified electors of said city. At least eight days before the first session of said board, they shall, at the expense of said city, cause a notice thereof to be published in one or more newspapers in said city, and printed in hand-bill form and posted up in at least twenty conspicuous places in each ward of said city, which hand-bill shall contain a true copy of this section. The said board shall be provided with proper blank-books for registering the names of the voters, of the form heretofore used, and they shall have the same powers and perform the same duties as are conferred upon or required of boards of registration, under the existing laws of this State, and the same rules and requirements shall be observed in such re-registration, in all respects, as are required by the laws of this State. No person shall vote at any public election in said city, after such re-registration, whose name shall not be registered anew under the provisions of this section, or be afterwards properly entered on such new register of electors, according to the provisions of the law relative to the registration of electors.

Sec. 24. When changes shall be made in any ward or wards, or a new ward shall be formed in whole or in part from the territory of other wards, the boards of registration of the

respective wards affected by the change shall meet previous to the time prescribed by law for giving notice of their sessions preceding the next election; and the name of each registered elector known to have been transferred by such change from one ward to another ward, or to the new ward, shall be copied into the register of the ward to which the transfer was made, and be stricken from the register of the ward from which the elector was transferred by the change.

Sec. 25. When a new ward shall be formed, the board of registration thereof, at its session next preceding the next election therein, shall make or complete a new register of the electors residing therein, and for that purpose shall remain in session three days; and notice of the formation of such ward, and that a new register of the electors will be made at that session, shall be given with the notice required by law to be given of such session of the Board;

And has also amended the title by inserting in line two, after the word "thirteen," the words "and to add four new sections to chapter 14;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Howard moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bartholomew,
Bottomley,
Breitung,
Briggs,
Brunson,
Carter,

Mr. Hoar,
Howard,
Hoyt,
Kellogg,
Kipp,
Lamb,
Lewis,

Mr. Rose,
Sanderson,
Scott,
Shaw,
Smith,
Speed,
Thompson.

Mr. Chamberlain,	Mr. Lockwood,	Mr. Van Aken,	
Gook,	Luce,	Van Scoy,	
Curtis,	Markey,	B. Walker,	
Drake,	E. R. Miller,	Walton,	
Fancher,	Mitchell,	Warren,	
Fey,	Morse,	C. W. Watkins,	
Garvelink,	O'Dell,	E. C. Watkins,	
Goedrich,	Parsons,	Wheeler,	
Gordon,	Perry,	Withington,	
Greusel,	Priest,	Wixson,	
Haire,	Rich,	Zimmerman,	
Haywood,	Ripley,	Speaker,	
Hewitt,	Robinson,		59
	NAYS.		0

The question being on agreeing to the amendment to the title,

The same was agreed to.

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Sergeant-at-Arms announced the Private Secretary of the Governor, who transmitted to the House a message from his Excellency the Governor, in writing:

The Speaker also announced the following:

SENATE CHAMBER, {
Lansing, March 14, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed to *again* request the House to return to the Senate for its further consideration Senate manuscript bill, entitled

A bill to incorporate the city of Negaunee.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Briggs moved that the request of the Senate be granted, and that the clerk be instructed to transmit the bill to the Senate.

Mr. Breitung demanded the yeas and nays.

The demand was seconded and the motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Hoar,	Mr. Rose,
Bottomley,	Hoyt,	Sanderson,
Briggs,	Kellogg,	Scott,
Brunson,	Kipp,	Shaw,
Buell,	Lamb,	Smith,
Caplis,	Lewis,	Thompson,
Carter,	Lockwood,	Van Aken,
Chamberlain,	Luce,	Van Scoy,
Cook,	Markey,	B. Walker,
Drake,	E. R. Miller,	L. Walker,
Fancher,	Mitchell,	Walton,
Fey,	Morse,	Warren,
Garvelink,	O'Dell,	C. W. Watkins,
Gilmore,	Parsons,	Wheeler,
Goodrich,	Perry,	Withington,
Gordon,	Priest,	Wixson,
Haire,	Ripley,	Speaker,
Hewitt,	Robinson,	53

NAYS.

Mr. Breitung,	Mr. Greusel,	Mr. Speed,
Curtis,		4

Pending the announcement of the vote,

Mr. Warren moved that Mr. Buell be excused from voting;

Which motion did not prevail.

Mr. Buell then voted as recorded above.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 14, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 140, entitled

A bill to amend section one of act No. 333 of the session laws of 1869, entitled "An act appropriating certain non-resident highway taxes for the improvement of the Ovid and St. Charles State road," and to repeal so much of act No. 443 of the session laws of 1869, approved April 3, 1869, as relates to the non-resident highway taxes of township 10 north, of range 1 west;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 14, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bills:

1. House bill No. 73, entitled

A bill to authorize the "Grand Rapids Orphan Asylum" to convey and transfer its property and concerns to the "Union Benevolent Association," of Grand Rapids;

2. House bill No. 178, entitled

A bill to change the name of the First Methodist Episcopal Church Society in the city of Grand Rapids;

3. House bill No. 204, entitled

A bill to organize the township of Bloomfield, in the county of Huron;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The several named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 14, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to again respectfully request the House to return to the Senate, Senate bill No. 151, entitled

A bill to amend sections 1, 4, 7, 16, 17, 20, 22, 29, 32, 34, 38, and 39 of "An act to incorporate the city of Hastings, approved March 11, 1871," and to add two new sections thereto, to stand as sections Nos. 49 and 50 ;

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

On motion of Mr. Hoyt,

The request of the Senate was granted, and the Clerk was instructed to return the bill to the Senate.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 14, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House manuscript bill, entitled

A bill to revise the charter of the village of Decatur, being an act entitled "An act to incorporate the village of Decatur," approved March 16, 1861 ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The House took up the order of

MOTIONS AND RESOLUTIONS.

Mr. Greusel moved to discharge the committee of the whole from the further consideration of House bill No. 293, entitled

A bill to provide for a municipal court in the city of Detroit, to be called "The Superior Court of Detroit;"

Which motion prevailed.

On motion of Mr. Greusel,

The bill was placed on the order of third reading.

Mr. Shaw offered the following :

Resolved, That on and after Monday next, until otherwise ordered, there shall be three sessions a day of this House, commencing at 9½ A. M., 2 P. M., and 7½ P. M.

Mr. Lockwood moved to amend the resolution by striking out "9½," and inserting "10" in lieu thereof;"

Which motion did not prevail.

On motion of Mr. Greusel,

The resolution and amendment were laid on the table.

Mr. Brunson offered the following:

Resolved, That when this House adjourn to-day, it be till two o'clock P. M. on Monday next;

On the adoption of which,

Mr. Curtis demanded the yeas and nays;

The demand was seconded, and the resolution was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Breitung,
Briggs,
Brunson,
Buell,
Caplis,
Fey,
Gilmore,
Goodrich,

Mr. Greusel,
Markey,
Mitchell,
Ripley,
Robinson,
Rose,
Scott,
Shaw,
Smith,

Mr. Speed,
Thompson,
B. Walker,
L. Walker,
Walton,
Warren,
C. W. Watkins,
Withington,

26

NAYS.

Mr. Bartholomew,
Bottomley,
Carter,

Mr. Haywood,
Hewitt,
Hoar,

Mr. O'Dell,
Parsons,
Perry,

Mr. Chamberlain,	Mr. Howard,	Mr. Priest,	
Cook,	Hoyt,	Sanderson,	
Curtis,	Kipp,	Van Aken,	
Drake,	Lamb,	Van Scoy,	
Fancher,	Lockwood,	E. C. Watkins,	
Garvelink,	Luce,	Wheeler,	
Gordon,	E. R. Miller,	Wixson,	
Haire,	Morse,	Speaker,	33

Mr. Rose offered the following:

Resolved (the Senate concurring), That when this House adjourn on Saturday, the 5th day of April next, it be till the first Wednesday in January next, at the hour of two o'clock in the afternoon.

Laid over under the rules.

Mr. Scott moved to discharge the committee of the whole from the further consideration of House bill No. 200, entitled

A bill to amend sections 3 and 4 of an act entitled "An act to provide for the division of the township of Plymouth, Wayne county, into two election districts for general election purposes," being act No. 455 of the session laws of 1871 :

Which motion prevailed.

On motion of Mr. Scott,

The bill was placed on the order of third reading.

The House took up the order of

THIRD READING OF BILLS.

House bill No. 295, entitled

A bill to amend an act entitled "An act relative to free schools in the city of Detroit," approved February 24, 1869,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Haywood,	Mr. Rose,
Bartholomew,	Hewitt,	Sanderson,
Bottomley,	Hoar,	Scott,
Breitung,	Howard,	Shaw,
Brunson,	Hoyt,	Smith,
Buell,	Kipp,	Speed,
Caplis,	Lamb,	Striker,

Mr. Carter, Chamberlain, Cook, Curtis, Drake, Fey, Garvelink, Gilmore, Goodrich, Gordon, Greusel, Haire,	Mr. Lewis, Luce, Markey, E. R. Miller, Mitchell, Morse, O'Dell, Parsons, Perry, Priest, Ripley, Robinson,	Mr. Thompson, Van Aken, Van Scoy, B. Walker, L. Walker, Walton, Warren, E. C. Watkins, Wheeler, Withington, Wixson, Speaker,
	NAYS.	57

Mr. Lockwood, 1

Title agreed to.

House bill No. 282, entitled

A bill to change the name of the First German Protestant St. John's Church of Detroit, and legalize certain acts and proceedings thereof, and confirm the title to certain lands held by them,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley, Bartholomew, Bottomley, Breitung, Briggs, Bronson, Caplis, Carter, Chamberlain, . Cook, Drake, Fancher, Fey, Garvelink, Goodrich, Gordon, Greusel, Haire, Haywood,	Mr. Hewitt, Hoar, Howard, Hoyt, Kipp, Lamb, Lewis, Lockwood, Luce, Markey, E. R. Miller, Mitchell, Morse, O'Dell, Parsons, Perry, Priest, Ripley, Robinson,	Mr. Robertson, Rose, Sanderson, Scott, Shaw Smith, Speed, Striker, Thompson, Van Aken, Van Scoy, B. Walker, Walton, Warren, E. C. Watkins, Wheeler, Withington, Wixson,
	NAYS.	56

Title agreed to.

0

Senate bill No. 161, entitled

A bill to incorporate the city of Ionia,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Haire,	Mr. Robertson,
Bartholomew,	Haywood,	Rose,
Bottomley,	Hewitt,	Sanderson.
Breitung,	Hoar,	Scott,
Briggs,	Howard,	Shaw,
Brunson,	Kipp,	Smith,
Buell,	Lamb,	Speed,
Caplis,	Lewis,	Striker,
Carter,	Lockwood,	Thompson,
Chamberlain,	Luce,	Van Scoy,
Cook,	Markey,	B. Walker,
Curtis,	E. R. Miller,	Walton,
Drake,	Mitchell,	Warren,
Fancher,	Morse,	C. W. Watkins,
Fey,	O'Dell,	E. C. Watkins,
Garvelink,	Parsons,	Wheeler,
Gilmore,	Perry,	Withington,
Goodrich,	Priest,	Wixson,
Gordon,	Ripley,	Speaker,
Greusel,	Robinson,	59

NAYS.

Mr. Hoyt,	Mr. Van Aken,	2
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House bill No. 226, entitled

A bill to incorporate the village of Imlay City, in Lapeer county,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Lamb moved to amend the bill as follows:

Strike out of article 3, in section 1, on line 2, the word "first," and insert in place thereof the word "second;" also, the word "March," and insert the word "April;" also, in section 4 of same chapter, in line 1, the word "first," and insert in place thereof the word "second;" also, the word "March," and insert "April;" also, to strike out of article 28, section 2, line 3, the word "first," and insert the word "second;" also,

the word "March," and insert in place thereof the word "April;" also, the words "seventy-one" and "seventy-three;"

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Hewitt,	Mr. Rose,
Bartholomew,	Hoar,	Sanderson,
Bottomley,	Howard,	Scott,
Breitung,	Hoyt,	Shaw,
Briggs,	Kipp,	Smith,
Brunson,	Lamb,	Speed,
Buell,	Lewis,	Striker,
Carter,	Lockwood,	Thompson,
Chamberlain,	Luce,	Van Aken,
Cook,	Markey,	Van Scoy,
Curtis,	E. R. Miller,	B. Walker,
Drake,	Mitchell,	L. Walker,
Fancher,	Morse,	Walton,
Fey,	O'Dell,	Warren,
Garvelink,	Parsons,	C. W. Watkins,
Gilmore,	Perry,	E. C. Watkins,
Goodrich,	Priest,	Wheeler,
Gordon,	Ripley,	Withington,
Greusel,	Robinson,	Wixson,
Haire,	Robertson,	Speaker,
Haywood,		

61

NAYS.

0

Title agreed to.

House bill No. 149, entitled

A bill to prevent the destruction of muskrats and muskrat houses in the marshes along the shores of Maple river in the counties of Clinton and Gratiot;

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Ackley moved to amend the bill by inserting the word "willfully" before the word "destroy," in line 1, of section 2;

Which motion prevailed.

Mr. Fancher moved to amend the bill by adding at the end of section 2, the words: "*Provided* they are domesticated;"

Which motion prevailed.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Greusel,	Mr. Scott,
Bartholomew,	Haire,	Speed,
Breitung,	Haywood,	Striker,
Briggs,	Hoar,	Thompson,
Buell,	Lewis,	Van Aken,
Caplis,	Lockwood,	Van Scoy,
Cook,	Markey,	L. Walker,
Curtis,	Morse,	E. C. Watkins,
Drake,	Perry,	Wheeler,
Fey,	Rose,	

29

NAYS.

Mr. Bottomley,	Mr. Hoyt,	Mr. Robertson,
Brunson,	Kipp,	Sanderson,
Carter,	Lamb,	Shaw,
Chamberlain,	Luce,	Smith,
Fancher,	E. R. Miller,	B. Walker,
Garvelink,	Mitchell,	Walton,
Gilmore,	O'Dell,	Warren,
Goodrich,	Parsons,	C. W. Watkins,
Gordon,	Priest,	Withington,
Hewitt,	Ripley,	Wixson,
Howard,	Robinson,	

32

Mr. C. W. Watkins, leave being granted, offered the following:

WHEREAS, The fire grates in the furnace are entirely burned out;

AND WHEREAS, New ones have been cast and will be ready for use Monday morning;

AND WHEREAS, It will be impossible to have the House warmed Monday until the grates are put in; therefore,

Resolved, That when this House adjourns to-day, it will be until 2 o'clock P. M., Monday;

Which was adopted.

The committee on public health, leave being granted, reported as follows:

The committee on public health, to whom was referred the following resolution:

Resolved, That the committee on public health be and are hereby instructed to report to this House whether there can be some practical mode of securing a more even temperature and ventilation of the room,

Respectfully report that they have had the same under consideration, and have directed me to report as follows, and ask to be discharged from the further consideration of the subject.

Your committee have consulted Mr. Myers, the architect having charge of the erection of the new Capitol, and some other gentlemen familiar with the subject of ventilation of buildings, and have obtained their opinion in reference to the further ventilation of the hall of this House. It is their opinion, and your committee share it with them, that by putting flues or boxes in the northwest corner of the room, and perhaps also in the northeast corner, more perfect ventilation may be secured. A flue in the northwest corner would in the second story pass up through the old library room, and would not interfere with its occupancy as a committee room, the purpose to which it is now devoted. The other flue would pass up through the Governor's room, and perhaps would be objectionable. By building fires in stoves placed in these flues on the second floor of the building, drafts of air would be created which would be sufficient to take the air from all parts of the room through flues communicating with registers in the floor, thereby thoroughly ventilating the room. The cost would not exceed \$150 or \$200, and your committee recommend that the Sergeant-at-Arms be authorized, under the direction of the committee on public health to put in said flues, provided the same can be done at an expense not to exceed \$200.

I. H. BARTHOLOMEW, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Briggs,

The report was adopted.

The committee on municipal corporations, leave being granted, reported as follows:

The committee on municipal corporations, to whom was referred Senate bill No. 151, entitled

A bill to amend sections 1, 4, 7, 16, 17, 20, 22, 29, 32, 34, 38, and 39 of "An act to incorporate the city of Hastings, approved March 11, 1871," and to add two new sections thereto to stand as sections Nos. 49 and 50.

Respectfully report the same back to the House, in pursuance of the action of the House directing its return to the Senate.

J. J. SPEED, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Briggs,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock, P. M.

The House met and was called to order by the Speaker.

Roll called : quorum present.

Mr. Speed, leave being granted, moved that the Clerk be instructed to request the Senate to return to the House, House manuscript bill, entitled

A bill for the incorporation of the city of Ludington,

Which motion prevailed.

The House resumed the order of

THIRD READING OF BILLS.

House bill No. 161, entitled

A bill to amend section 2 of chapter 41 of the compiled laws of 1871 ;

Being under consideration,

On motion of Mr. Priest,

The bill was laid on the table.

House bill No. 158, entitled

A bill to provide for the compulsory education of deaf, and dumb, and blind children, within the State of Michigan,

Being under consideration,

On motion of Mr. L. Walker,

The bill was laid on the table.

House bill No. 247, entitled

A bill to re-organize the 9th and 14th judicial circuits, and to create the 20th judicial circuit ;

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Hoyt,

The bill was laid on the table.

House bill No. 293, entitled

A bill to provide for a municipal court in the city of Detroit, to be called the "Superior Court of Detroit,"

Being under consideration,

On motion of Mr. Hoyt,

The bill was laid on the table.

House bill No. 200, entitled

A bill to amend sections 3 and 4 of an act entitled "An act to provide for the division of the township of Plymouth, Wayne county, into two election districts, for general election purposes," being act No. 455 of the session laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bartholomew,
Bottomley,
Breitung,
Briggs,
Brunson,
Caplis,
Carter,
Chamberlain,
Cook,
Curtis,
Drake,
Fancher,
Fey,
Garvelink,

Mr. Haywood,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kipp,
Lamb,
Lewis,
Lockwood,
Luce,
Markey,
E. R. Miller,
Mitchell,
Morse,

Mr. Robinson,
Robertson,
Rose,
Sanderson,
Scott,
Shaw,
Smith,
Speed,
Striker,
Thompson,
Van Aken,
B. Walker,
L. Walker,
Walton,
Warren,

Mr. Gilmore, Goodrich, Gordon, Greusel, Haire,	Mr. O'Dell, Parsons, Perry, • Priest, Ripley, NAYS.	Mr. C. W. Watkins, E. O. Watkins, Wheeler, Wixson, Speaker,	60
Mr. Van Scoy, Title agreed to.			1

GENERAL ORDER.

On motion of Mr. Brunson,

The House went into committee of the whole on the general order,

Mr. Fancher in the chair.

After some time spent therein, the committee rose and through the chairman made the following report:

The committee of the whole have had under consideration the following entitled bill:

Senate bill No. 6, entitled

A bill in relation to challenges of jurors in criminal cases,

But not having gone through therewith, have directed their chairman to report that fact to the House and ask leave to sit again.

I. A. FANCHER, *Chairman*.

Report accepted.

On motion of Mr. Bartholomew,

The House agreed to the request of the committee, and leave was granted them to sit again.

Mr. B. Walker asked and obtained leave of absence until Monday noon.

Mr. Briggs asked and obtained leave of absence until Monday noon.

Mr. Brunson asked and obtained leave of absence until Monday noon.

Mr. Withington asked and obtained leave of absence until Tuesday next.

On motion of Mr. O'Dell,

The House adjourned.

Lansing, Monday, March 17, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Wood.

Roll called: a quorum present.

Absent without leave, Messrs. Chamberlain, Goodrich, Knapp, Markey, Mitchell, Rose, Warren, C. W. Watkins, and Zimmerman.

On motion of Mr. Buell,

Leave of absence was granted for the day to all the absentees.

PRESENTATION OF PETITIONS.

By Mr. Brunson: Petition of Mrs. A. H. Walker, Mrs. W. H. Watts, Mrs. A. E. N. Rich, and 132 other men and women of Michigan, of legal voting age, requesting that the word "male" be stricken from the State constitution, defining the qualifications of electors;

Referred to the committee on elections.

By Mr. E. C. Watkins: Remonstrance of B. Cheney and 94 others, citizens of Sparta, Kent county, against the organization of the county of Watkins;

Referred to the committee on towns and counties.

REPORTS OF STANDING COMMITTEES.

By the committee on State Prison:

The committee on State Prison, in accordance with the following resolution,

Resolved, That the committee on the State Prison examine and report to this House, at their earliest convenience, upon the following matters relative to the prison, namely: The advantages and disadvantages of the present buildings with respect to the health, custody, and employment of convicts; the size of the cells, and whether the same are sufficiently ventilated for the proper confinement of prisoners therein;

the length of time daily that convicts are shut up in cells; the prison dress, and the propriety of changing the same to a plain dress of uniform color; the amount of time devoted to the secular and religious instruction of the convicts, and the propriety of making further provision for the same; the female prison, and the removal of the same from the centre of the prison, and the expediency of building a new one for this purpose; the cost of needful attendance, repairs, and improvements to the buildings and walls of the main prison; the necessity of some further provision for the treatment and care of the insane convicts; together with such suggestions as they may deem wise for improving the grounds, buildings, and general management of the convicts of said prison;

Respectfully report that they have visited the prison and have made careful inquiry and examination into its condition and management. The buildings appear low, dingy, and dilapidated. These buildings were erected many years ago, when the population was comparatively small, architectural taste less advanced, and the means for building very limited. Perhaps at that time they were satisfactory, but at the present time they are altogether unworthy the pride and taste of our thriving State.

The Prison buildings consist of a central structure three stories high and two wings. In the interior of each wing are four tiers of cells, numbering 320 in the east wing, and 328 in the west. In the rear of the west wing, and contiguous to it, is a two-story structure containing the dining-room in the lower story and the cigar shop above.

The ground upon which these buildings were erected is naturally low, and the foundations were sunk some two or three feet still lower. The floors of the wings are below the surface of the ground; that of the east wing at least two and a half feet.

There has been no attempt at drainage, and no adequate means of carrying off the water can be provided without an

expensive system of underdrains and sewers. As a consequence the floors are often damp, and after heavy rains and during the spring melting of snows, they are sometimes covered with water near the door, and we can see no reason why the water should not run into the lower tier of cells.

The cells are eight and one-half feet long by three and one-half feet wide, and seven feet high, with no ventilation except through the grated doors and with light insufficient to read by without injury to the eyes.

There are in the rear walls of the cells small openings connecting with flues for ventilation, but the roof rests upon the top of the flues so that there is absolutely no passage of air through them.

The present condition of the cells your committee consider very prejudicial to the health of the convicts.

After the days' labor the convict returns exhausted, and perhaps in a profuse perspiration to these extremely small, damp rooms with but little light or ventilation, there to spend more than one-half his time. The effect is to frequently suddenly arrest perspiration, to produce engorgement of the internal organs, and thus lay the foundation of future disease.

Rheumatism and pulmonary consumption would be a probable result of such exposure, and that there are not more patients in the hospital may be attributed to the vigorous constitutions of the convicts placed in these cells, and especially to the watchful care of the Agent. The dining-room is also as poorly adapted to the use for which it was built.

It is 60 by 70 feet in size, ceiling only 10 feet high, with no means whatever of ventilation. The exhalations from the persons of 600 or 700 laborers, the impurities thrown off from their lungs in breathing, and the steaming vapor from their cooked food must so materially vitiate the atmosphere of the room in a short space of time that no one can breathe it with impunity.

In the best regulated prisons of the present day, means are

used to reclaim the convict, though without in the least abating the punishment of the crime for which he was imprisoned; and past experience has fully established the fact that a large per cent of prison convicts may be so far reformed as to become, after their discharge, industrious and respectable citizens. With this view of the subject, your committee consider it as much the duty of the State to provide the means for their reformation as a place for their punishment. Some of the means in use at the present time are secular instruction, by way of schools or classes, books, magazines, papers, etc.; also religious instruction, by the preaching of the gospel, Sabbath schools, religious books, papers, etc.; regular physical labor is equally important as a reformatory measure.

The reasons for this plan of treatment are obvious: if we would awaken and reform the moral nature of the ignorant and vicious man sufficiently to resist the temptations to vice, we must first educate the intellectual faculties so that he may be able to understand clearly his relations to his Maker and to society, in order that the obligations arising from these relations may have an impelling and binding force. Hence, the cultivation of the moral emotions alone will fail to accomplish the desired end; secular instruction as a reformatory discipline is equally important with religious instruction.

There is no doubt that ignorance and idleness are the chief causes of the long list of vices and crime. Upon this point your committee beg leave to make some extracts from the report of the Secretary of the Interior, for the years of 1871 and 1872:

“In all juvenile reformatories, 95 per cent of the offenders come from idle, ignorant, vicious homes. These children furnish the future inmates of our prisons,—for criminals are not made in some malign hour; they *grow*. Ignorance breeds crime; education is the remedy for the crime that imperils us.

“At least 80 per cent of the crime of New England is committed by those who have no education, or none sufficient to

serve them a valuable purpose in life; as in New England, so throughout all the country, from 80 to 90 per cent have never learned any trade, or mastered any skilled labor, which leads to the conclusion that education in labor, bears the same ratio to freedom from crime as education in schools."

Your committee were much gratified to find that the Agent, Mr. Morris, has given the subject of prison discipline so much careful study. The inside of the prison was cleanly, free from any bad odor; the cells were neat and tidy. We examined their food after it was prepared and set upon the table. It was well cooked, wholesome, and sufficient in quantity.

The prisoners themselves were as neat and cleanly in their persons as could be expected of laborers. As we saw them at work, and conversed with them, they seemed pleasant and cheerful; we noticed but little of that sullen look and moping motion so common to prison convicts.

Your committee fully approve the plan of treatment adopted by the Agent; while he requires strict obedience to prison regulations, he, at the same time, endeavors by kindness of manner and encouraging words to restore to them self-respect; and as further aid in this particular, your committee recommend that all badges or devices calculated to humiliate or degrade the convict be abandoned. He also twice a week reads to them, after dinner. Every Sabbath morning one hour is devoted to the instruction of classes in reading, writing and arithmetic; these exercises are followed with religious services, consisting of preaching of the Gospel and personal conversation by the chaplain, and singing by the choir.

The dining-room is the only room in which the convicts can be assembled, which is by no means a proper place for these purposes; a chapel is very much needed, which would answer also for a school-room.

Your committee are of opinion that more time should be devoted to secular instruction; but having reported a bill with a report upon this subject, we make no further recommendation.

The female prison is an ill-looking, inconvenient structure, standing in the way of other improvements. It never should have been placed in the prison yard at all.

Your committee are of opinion that it should be removed outside the yard and placed near or adjoining the insane hospital, and inclose both with a wall; if this alteration were made, those that are sent to the House of Correction could be retained and supply a want much needed, that is, female labor.

As it is now, only life convicts are kept in this building, and they are entirely deprived of out-door exercise; it would be difficult to maintain good discipline to allow them in sight of the male convicts. There are seven now in this building, all life convicts.

Another tier of cells is much needed in the insane hospital, above those now in use. Your committee are informed that this work can be done without disturbing the roof; consequently the expense would be comparatively small.

The insane convicts are certainly objects of pity. As long as they are insane they are not felons; but we keep them shut up in their cells for months and years without any efforts whatever to ameliorate their condition. Justice and humanity alike demand that they should be furnished with proper remedial treatment.

Your committee therefore recommend that the sum of one thousand and five hundred dollars be appropriated for the purpose of adding another tier of cells and furnishing medical treatment for the insane convicts.

For the prosperous financial condition of the prison the State is much indebted to the able management of the present board of inspectors. In the last contract for convict labor they realized an average of twenty-five per cent above former contracts for the same kind of labor, and they feel confident that they shall be able to get somewhat advanced rates in future contracts.

The average time that convicts are locked in their cells each twenty-four hours is twelve hours and fifty minutes.

With regard to the repairs and improvements of the buildings and walls of the main prison, your committee beg leave to report that they have given the subject careful investigation, and are of the opinion that extensive repairs, and alterations must be made, or the prison will have to be abandoned in a very few years.

The roofs of the wings are rotten and they leak. They will become very soon unsafe, if not so already, and other out-buildings look as though they might tumble down any day.

We are of the opinion that as a matter of economy, the repairs should be thorough and substantial, and in a style as plain as is consistent with this class of public buildings.

The first and very important question that presented itself was, whether the walls of the prison buildings could be repaired so as to be as good as new, or nearly so; we have no doubt that it can be done.

We examined the drawings, plans, and specifications exhibited to us by the Inspectors, and fully approve them.

The Inspectors and Governor have bestowed much time and thought in perfecting the plans exhibited to us in the drawings, and your committee are unable to discover how any of the proposed repairs and improvements can with propriety be omitted; or how, after examining the estimates of practical architects, the cost can be made any less than the estimates herewith presented.

We, therefore, recommend that the center building, the Agent's house, and the wing connecting the Agent's house with the center building, be raised three stories;—the basement to be used for a hall and other purposes, the first story of the central building to be used for a guard room, with iron lattice work at the sides next the cells, so that the corridors of the wings may be in sight from the guard room; the second story to be used for a chapel, and third story to be used for a hospital. Estimated cost, including iron work in the guard-room, gas-fittings, seating the chapel, partitioning the hospital, bed-

rooms in the Agent's house for guards, and new slate roof, \$47,540.

Also, that the walls of the wings be raised and repaired, that there be put on new slate roofs with sky lights, twelve feet apart and with iron windows, and also that the windows be raised so that the side may be elevated about five feet. Estimated cost \$32,000.

That the dining or mess room be repaired, making the height of the ceiling at least eighteen feet, with slate roof, iron columns and windows. Estimated cost \$16,050.

Also three boilers—two, six by sixteen feet, one four by twelve feet; and two engines—one for filling boilers, one for forcing water, and kettles for cooking, estimated cost \$38,200.

A new kitchen, two stories; an engine house, two stories. In these buildings are the bath-room, wash-house, dry-room fitted up, including iron windows, estimated cost \$16,504.

Cooking ranges, estimated cost \$1,800.

Cellar under dining-room, kitchen, and boiler-room, excavation of rock, drainage, and sewerage, estimated cost \$5,600.

Boiler stack, 120 feet high, and iron tube in centre of stack, estimated cost, \$4,000.

Removing center building, and ventilation of cells, estimated cost \$900.

Re-building cells, estimated cost \$60,000, making an aggregate of \$222,594. But as the re-building of the cells cannot, in the opinion of your committee, be reached within the next two years, we think it proper for the next Legislature to provide for this work.

It will be seen by these estimates that about \$162,000 will be needed to finish the work exclusive of the cells.

The sum of \$60,000 is now in the hands of the treasurer, to the credit of the Prison.

Your committee therefore recommend that the sum of \$70,000 be appropriated for the year 1873, and the sum of \$30,000 be appropriated for the year 1874.

Your committee recommend that the land west of the prison yard be graded and improved, and that the land north of the prison yard be fenced and prepared for the interment of deceased convicts.

The walls of the yard have been re-built, they are now sufficiently high and substantial.

All of which is respectfully submitted, and your committee ask to be discharged from the further consideration of the subject.

FAYETTE PARSONS, *Chairman.*

Report accepted and committee discharged.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to amend section 45 of chapter 192, being section 6119 of the compiled laws of 1871, relating to judgments and executions,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

This bill seeks to amend a provision prohibiting the imprisonment of women in certain cases for debt, not covered by an act already passed.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hoyt,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to provide for the payment of expenses of circuit judges while discharging the duties of their respective offices,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when

so amended do pass, and ask to be discharged from the further consideration of the subject.

This bill provides for paying circuit judges expenses not exceeding five hundred dollars when away from home, in addition to their salaries.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brunson,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

A bill to amend sections 14, 24, 57 and 84 of an act to incorporate the city of Alpena, approved March 29th, 1871, being act No. 249 of the session laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations,

The committee on municipal corporations, to whom was referred,

A bill to amend section 43 of an act entitled an act to revise the charter of the village of Hudson, approved February 29th, 1867,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do

pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred

A bill to amend section 9 of article 6, section 1 article 10, section 1 article 14, and section 1 of article 20, of act number 233 of session laws of 1871, entitled "An act to incorporate the village of Vernon," approved March 18, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE GOVERNOR.

The Speaker announced the following :

EXECUTIVE OFFICE,)
Lansing, March 14, 1873. }

To the House of Representatives :

I have this day signed, approved, and deposited in the office of the Secretary of State, the following :

1. An act to amend section 174 of chapter 178, being section 5422 of the compiled laws of 1871, relative to courts held by justices of the peace ;

2. An act to provide for the approval of the official bonds of county officers by the board of supervisors ;

3. An act to organize the township of Otsego Lake, in the unorganized county of Otsego ;

4. An act to amend section 5 of an act to authorize the formation of telegraph companies, being section 2629 in chapter 80 of the compiled laws of 1871 ;

5. An act to amend an act entitled " An act supplementary to the charter of the city of Detroit, relating to a public park or other public grounds for the use of said city," being act No. 277 of the session laws of the year 1871, approved April 15, 1871.

JOHN J. BAGLEY.

The message was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER,
Lansing, March 15, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 129, entitled

A bill to organize the township of Tilden, in the county of Marquette ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, March 15, 1872. }

To the Speaker of the House of Representatives :

SIR,—I am instructed by the Senate to return to the House, Senate manuscript bill entitled

A bill to incorporate the city of Ludington,
In accordance with the request of the House.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

On motion of Mr. Speed,

Rule 34 of the House, relative to motions for reconsideration, was suspended, and

On motion of Mr. Speed,

The vote by which the House passed the bill was reconsidered.

On motion of Mr. Speed,

The bill was then re-committed to the committee on municipal corporations.

MOTIONS AND RESOLUTIONS.

Mr. Wheeler offered the following:

WHEREAS, The special committee appointed to investigate into the affairs of the Grand Rapids & Indiana railroad, have made two reports which indicate that some action should be taken by this House; therefore,

Resolved, That the evidence taken by said committee be printed, to enable each member to investigate the matter fully and act understandingly ;

Which was not adopted.

Mr. Speed moved to discharge the committee of the whole from the further consideration of House bill No. 160, entitled

A bill to amend an act entitled "An act to provide for the imprisonment and detention of convicted persons in the Detroit House of Correction," approved April 3d, 1869, the same being sections 8175 and 8181, chapter 269 of the compiled laws of 1871 ;

Which motion prevailed.

On motion of Mr. Speed,

The bill was referred to the committee on municipal corporations.

Mr. Lamb offered the following :

Resolved, That no member of this House shall have leave of absence for any part of the balance of this session except in case of sickness.

On motion of Mr. Hoyt,

The resolution was laid on the table.

Mr. E. R. Miller offered the following :

Resolved, That remarks, except by the chairman of the committee reporting a bill, or the introducer of same, be confined to five minutes in duration, in the House and in committee of the whole.

On motion of Mr. Lockwood,

The resolution was laid on the table.

UNFINISHED BUSINESS.

Being the consideration of the following :

Resolved (the Senate concurring), That when this House adjourn on Saturday, the 5th day of April next, it be till the first Wednesday in January next, at the hour of two o'clock in the afternoon.

Mr. Hoyt moved to lay the resolution on the table.

Mr. Buell demanded the yeas and nays.

The demand was seconded, and the motion did not prevail, by yeas and nays, as follows :

YEAS.

Mr. Bartholomew,	Mr. Howard,	Mr. Priest,	
Briggs,	Hoyt,	Ripley,	
Brunson,	Kellogg,	Robinson,	
Buell,	Kipp,	Robertson,	
Burns,	Luce,	Sanderson,	
Drake,	E. R. Miller,	Van Scoy,	
Garvelink,	Morse,	A. Walker,	
Gordon,	Noyes,	L. Walker,	
Hewitt,	O'Dell,	Wixson,	
Hoar,	Parsons,	Speaker,	30

NAYS.

Mr. Ackley,	Mr. Gilmore,	Mr. Sessions.
Bailey,	Greusel,	Shaw,

Mr. Bottomley,	Mr. Haire,	Mr. Smith,
Caplis,	Haywood,	Speed,
Carter,	Hosner,	Striker,
Cook,	Lamb,	Thompson,
Curtis,	Lockwood,	Van Aken,
Dinturff,	Perry,	Walton,
Edwards,	Pierce,	E. C. Watkins,
Fancher,	Scott,	Wheeler,
Fey,		

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The question being on the adoption of the resolution,

Mr. Gilmore moved to amend the resolution by striking out the words "5th day of April," and inserting in lieu thereof, the words "March 22d ;"

Pending which,

On motion of Mr. Drake,

The resolution and amendment were made the special order for Tuesday evening, at 7½ o'clock.

GENERAL ORDER.

On motion of Mr. Hosner,

The House went into committee of the whole on the general order,

Mr. Fancher in the chair.

After some time spent therein, the committee rose, and through the chairman made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. Senate bill No. 6, entitled

A bill in relation to challenges of jurors in criminal cases ;

2. House bill No. 159, entitled

A bill to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties; and to repeal chapter 97 of the compiled laws of 1871, and also act number 94 of the session laws of 1871, approved April 12, 1871 ;

3. House bill No. 166, entitled

A bill to amend act number 152 of the session laws of 1869, entitled "An act to authorize the incorporation of building

and savings associations, under the provisions of chapter 56 of the compiled laws and the acts amendatory thereof," approved April 5, 1869, being chapter 93 of the compiled laws of 1871, by adding one new section thereto, to stand as section 8 ;

4. House bill No. 167, entitled

A bill to amend section 8 of an act entitled "An act to amend chapter 150 of the revised statutes of 1846, it being chapter 175 of the compiled laws, and to authorize the salary of judges of probate," approved February 15, 1859, being section 7439 of the compiled laws of 1871 ;

5. House bill No. 169, entitled

A bill to amend section 71 of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being section 1037, chapter 21 of the compiled laws of 1871 ;

6. House bill No. 176, entitled

A bill to amend section 68 of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being section 1034 of the compiled laws of 1871 ;

7. House bill No. 179, entitled

A bill to amend section 5 of an act entitled "An act to protect fish and preserve the fisheries in this State," approved March 21st, 1865, being section 2076 of the compiled laws of 1871 ;

8. House bill No. 180, entitled

A bill to prevent the destruction of fish in Reed's Lake and Fisk's Lake in the township of Grand Rapids, in the county of Kent ;

9. House bill No. 181, entitled

A bill to provide for the collection of statistical information of the insane, deaf, dumb, and blind in this State, and to repeal a joint resolution relative to statistical information of the insane, deaf, dumb, and blind, approved April 3d, 1848, being section 1883, chapter 52, compiled laws of 1871 ;

10. House bill No. 182, entitled

A bill to amend sections 1, 4, 5, and 7, of an act to provide for the appointment of a Board of Commissioners for the general supervision of Charitable, Penal, Pauper, and Reformatory Institutions, and defining their duties and powers, approved April 17, 1871, being sections 8191, 8194, 8195, and 8197 of the compiled laws of 1871, and to add three new sections thereto ;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills :

11. House bill No. 163, entitled,

A bill to amend section 4 of "An act to provide for the settlement and drainage of swamp lands by actual settlers," approved February 15, 1859, being section 3981 of the compiled laws of 1871 ;

12. House bill No. 164, entitled,

A bill to amend an act entitled "An act to provide for the selection, care, and disposition of the lands donated to the State of Michigan, by act of Congress, approved July 2d, 1863, for the endowment of colleges for the benefit of agriculture and mechanic arts," approved March 18, 1863 ;

13. House bill No. 165, entitled

A bill to amend sections 2 and 7 of chapter 144, being sections 3818 and 3823 of the compiled laws of 1871, relative to the terms of payment of University and school lands ;

14. House bill No. 183, entitled

A bill making appropriations for the State Reform School for the years 1873 and 1874 ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill :

15. House bill No. 171, entitled

A bill to provide for the raising of specific taxes on copper ore mined in this State by chartered companies, corporations, joint-stock associations, and private individuals,

And have directed their chairman to report the same back to the House with the recommendation that it be referred to the committee on mines and minerals.

The committee of the whole have also had under consideration the following entitled bill :

16. House bill No. 172, entitled

A bill to authorize mining and manufacturing corporations or associations, to amend their certificates of organization,

And have directed their chairman to report the same back to the House, with the recommendation that it be referred to the committee on private corporations.

L. A. FANCHER, *Chairman.*

Report accepted and committee discharged.

The first ten named bills were placed on the order of third reading.

On motion of Mr. Bottomley,

The House concurred in the amendments made to the eleventh, twelfth, thirteenth, and fourteenth named bills by the committee, and they were placed on the order of third reading.

On motion of Mr. Hoar,

The House concurred in the recommendation of the committee relative to the fifteenth named bill, and it was referred to the committee on mines and minerals.

On motion of Mr. Speed,

The House concurred in the recommendation of the committee relative to the last named bill, and it was referred to the committee on private corporations.

The committee on engrossment and enrollment reported as follows :

The committee on engrossment and enrollment report as

correctly enrolled, signed, and presented to the Governor, the following bills :

1. House bill No. 73, entitled

A bill to authorize the "Grand Rapids Orphan Asylum" to convey and transfer its property and concerns to the "Union Benevolent Association," of Grand Rapids ;

2. House bill No. 178, entitled

A bill to change the name of the First Methodist Episcopal Church Society in the city of Grand Rapids ;

3. House bill No. 204, entitled

A bill to organize the township of Bloomfield, in the county of Huron.

C. D. LUCE, *Acting Chairman.*

Mr. Sessions asked and obtained leave of absence indefinitely, on account of sickness.

On motion of Mr. Noyes,

The House took a recess until 7:30 o'clock this evening.

EVENING SESSION.

7:30 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House took up the order of

MOTIONS AND RESOLUTIONS.

Mr. Speed moved to take from the table

House bill No. 293, entitled

A bill to provide for a municipal court in the city of Detroit, to be called "The Superior Court of Detroit ;"

Which motion prevailed.

On motion of Mr. Speed,

The bill was placed on the order of third reading.

Mr. Caplis moved to take from the table House bill No. 9, entitled

A bill supplementary to an act entitled "An act to revise

the charter of the city of Detroit," approved February 5, 1857, and to abolish citizens' meetings in said city;

Which motion prevailed.

On motion of Mr. Caplis,

The bill was referred to the committee on municipal corporations.

Mr. Hewitt moved to discharge the committee of the whole from the further consideration of House bill No. 122, entitled

A bill to incorporate the village of Reading, in Hillsdale county;

Which motion prevailed.

On motion of Mr. Hewitt,

The bill was placed on the order of third reading.

On motion of Mr. Greusel,

House bill No. 295, entitled

A bill to amend an act entitled "An act relative to free schools in the city of Detroit," approved February 24, 1869,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Lamb,

House bill No. 226, entitled

A bill to incorporate the village of Imlay City, in Lapeer county,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Greusel,

House bill No. 282, entitled

A bill to change the name of the First German Protestant St. John's Church of Detroit, and legalize certain acts and proceedings thereof, and confirm the title to certain lands held by them,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Scott,

House bill No. 200, entitled

A bill to amend sections 3 and 4 of an act entitled "An act

to provide for the division of the township of Plymouth, Wayne county, into two election districts, for general election purposes," being act No. 455 of the session laws of 1871,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

The House took up the order of

THIRD READING OF BILLS.

Senate bill No. 6, entitled

A bill in relation to challenges of jurors in criminal cases,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Aokley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Burns,
Cady,
Carter,
Climie,
Cobb,
Curtis,
Dinturff,
Drake,
Edwards,

Mr. Fey,
Greusel,
Haire,
Hewitt,
Hoar,
Howard,
Kellogg,
Kipp,
Lockwood,
Luce,
Mitchell,
Morse,
Noyes,
Pierce,
Priest,

Mr. Rich,
Ripley,
Robinson,
Robertson,
Rose,
Sanderson,
Scott,
Shaw,
Speed,
Striker,
A. Walker,
J. Walker,
West,
Wheeler,
Zimmerman,

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NAYS.

Mr. Buell,
Oaplis,
Cook,
Fancher,
Garvelink,
Gilmore,
Green,
Haywood,
Hosner,

Mr. Hoyt,
Lamb,
Markey,
E. R. Miller,
O'Dell,
Parsons,
Perry,
Smith,

Mr. Thompson,
Van Scoy,
L. Walker,
Walton,
Warren,
C. W. Watkins,
Wixson,
Speaker,

25

House bill No. 165, entitled

A bill to amend section 2 and 7 of chapter 144, being sections 3818 and 3823 of the compiled laws of 1871, relative to the terms of payment of University and school lands;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Green,	Mr. Rich,
Bailey,	Greusel,	Ripley,
Bartholomew,	Haire,	Robinson,
Bonine,	Haywood,	Robertson,
Bottomley,	Hewitt,	Rose,
Briggs,	Hoar,	Sanderson,
Brunson,	Hosner,	Scott,
Buehl,	Howard,	Shaw,
Cady,	Hoyt,	Speed,
Caplis,	Kellogg,	Striker,
Carter,	Kipp,	Thompson,
Climie,	Lamb,	Van Scoy,
Cobb,	Luce,	A. Walker,
Cook,	Markey,	J. Walker,
Curtis,	E. R. Miller,	L. Walker,
Dinturff,	Mitchell,	Walton,
Drake,	Morse,	Warren,
Edwards,	O'Dell,	West,
Fancher,	Parsons,	Wheeler,
Fey,	Perry,	Wixson,
Garvelink,	Pierce,	Zimmerman,
Gilmore,	Priest,	Speaker,
Gordon,		

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NAYS.

Mr. Burns,	Mr. Noyes,	Mr. C. W. Watkins,
Lockwood,		4

Title agreed to.

On motion of Mr. Bottomley,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 166, entitled

A bill to amend act No. 152 of the session laws of 1869, entitled "An act to authorize the incorporation of building

and savings associations, under the provisions of chapter 56 of the compiled laws, and the acts amendatory thereof," approved April 5, 1869, being chapter 93 of the compiled laws of 1871, by adding one new section thereto, to stand as section 8,

Was read a third time and passed, a majority of all the members elect voting therefore, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Green,	Mr. Ripley,
Bailey,	Greusel,	Robinson,
Bartholomew,	Haire,	Robertson,
Bonine,	Haywood,	Rose,
Bottomley,	Hewitt,	Sanderson,
Briggs,	Hoar,	Scott,
Brunson,	Hosner,	Shaw,
Buell,	Howard,	Speed,
Burns,	Hoyt,	Striker,
Cady,	Kellogg,	Thompson,
Caplis,	Kipp,	Van Scoy,
Carter,	Lockwood,	A. Walker,
Climie,	Luce,	J. Walker,
Cobb,	Markey,	L. Walker,
Cook,	E. R. Miller,	Walton,
Curtis,	Mitchell,	Warren,
Dinturff,	Morse,	C. W. Watkins,
Drake,	Noyes,	E. C. Watkins,
Edwards,	O'Dell,	West,
Fancher,	Parsons,	Wheeler,
Fey,	Perry,	Wixson,
Garvelink,	Pierce,	Zimmerman,
Gilmore,	Priest,	Speaker,
Gordon,		

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NAYS.

Mr. Lamb,	Mr. Rich,	2
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Title agreed to.

On motion of Mr. Edwards,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 183, entitled

A bill making appropriations for the State Reform School for the years 1873 and 1874 ;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Green,	Mr. Rich,
Bailey,	Greusel,	Ripley,
Bartholomew,	Haire,	Robinson,
Bonine,	Haywood,	Robertson,
Bottomley,	Hewitt,	Rose,
Briggs,	Hoar,	Sanderson,
Brunson,	Hosner,	Scott,
Buell,	Howard,	Shaw,
Burns,	Hoyt,	Speed,
Cady,	Kellogg,	Striker,
Caplis,	Kipp,	Thompson,
Carter,	Lamb,	Van Scoy,
Climie,	Lockwood,	A. Walker,
Cobb,	Luce,	J. Walker,
Cook,	Markey,	L. Walker,
Curtis,	E. R. Miller,	Walton,
Dinturff,	Mitchell,	Warren,
Drake,	Morse,	C. W. Watkins,
Edwards,	Noyes,	E. C. Watkins,
Fancher,	O'Dell,	West,
Fey,	Parsons,	Wheeler,
Garvelink,	Perry,	Wixson,
Gilmore,	Pierce,	Zimmerman,
Gordon,	Priest,	Speaker. 72
	NAYS.	0

Title agreed to.

On motion of Mr. Hoyt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 159, entitled

A bill to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties; and to repeal chapter ninety-seven of the compiled laws of eighteen: hundred and seventy-one, and also act number ninety-four of the session laws eighteen hundred and seventy-one, approved April twelfth, eighteen hundred and seventy-one,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. C. W. Watkins moved to amend the bill as follows: Amend section seventeen by striking out the word "such" in line one, and insert in lieu thereof the word "the;" also, by inserting in line one, section seventeen, after the word "publication," the words "required by section fifteen of this act;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Green,	Mr. Rich,
Bailey,	Greusel,	Robinson,
Bartholomew,	Haire,	Robertson,
Bonine,	Haywood,	Rose,
Bottomley,	Hewitt,	Sanderson,
Briggs,	Hoar,	Scott,
Brunson,	Hosner,	Shaw,
Burns,	Howard,	Speed,
Cady,	Hoyt,	Striker,
Caplis,	Kellogg,	Thompson,
Carter,	Kipp,	A. Walker,
Climie,	Lamb,	J. Walker,
Cobb,	Lockwood,	L. Walker,
Cook,	Luce,	Walton,
Curtis,	Markey,	Warren,
Dinturff,	Mitchell,	C. W. Watkins,
Edwards,	Morse,	E. C. Watkins,
Fancher,	O'Dell,	West,
Fey,	Parsons,	Wheeler,
Garfield,	Perry,	Wixson,
Garvelink,	Pierce,	Zimmerman,
Gilmore,	Priest,	Speaker,
Gordon,		

67

NAYS.

Mr. Buell,	Mr. Ripley,	Mr. Van Scoy,
Drake,		

4

Title agreed to.

On motion of Mr. Edwards,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 163, entitled

A bill to amend section 4 of "An act to provide for the settlement and drainage of swamp lands by actual settlers," approved February 15, 1859, being section 3981 of the compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Bailey,	Mr. Garvelink,	Priest,
Bartholomew,	Gilmore,	Rich,
Bonine,	Gordon,	Robinson,
Bottomley,	Green,	Robertson,
Briggs,	Haire,	Sanderson,
Brunson,	Haywood,	Shaw,
Buell,	Hewitt,	Speed,
Burns,	Hoar,	Striker,
Cady,	Kellogg,	Thompson,
Caplis,	Kipp,	A. Walker,
Carter,	Knapp,	J. Walker,
Climie,	Lamb,	L. Walker,
Cobb,	Lockwood,	Walton,
Cook,	E. R. Miller,	Warren,
Curtis,	Mitchell,	C. W. Watkins,
Dinturff,	O'Dell,	West,
Drake,	Parsons,	Wheeler,
Edwards,	Perry,	Speaker,
Fancher,		55

NAYS.

Mr. Ackley,	Mr. Luce,	Mr. Ripley,
Fey,	Markey,	Scott,
Greusel,	Morse,	Van Scoy,
Hosner,	Noyes,	E. C. Watkins,
Howard,	Pierce,	Wixson,
Hoyt,		16

Title agreed to.

House bill No. 164, entitled

A bill to amend an act entitled "An act to provide for the selection, care, and disposition of the lands donated to the State of Michigan, by act of Congress, approved July 2, 1862, for the endowment of colleges for the benefit of agriculture and mechanic arts," approved March 18, 1863,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Green,	Mr. Rich,
Bailey,	Greusel,	Robertson,
Bartholomew,	Haire,	Robinson,
Bottomley,	Haywood,	Rose,
Briggs,	Hewitt,	Sanderson,
Brunson,	Hoar,	Scott,
Buell,	Howard,	Shaw,
Burns,	Hoyt,	Speed,
Cady,	Kellogg,	Striker,
Caplis,	Kipp,	Thompson,
Carter,	Knapp,	Van Scoy,
Climie,	Lamb,	A. Walker,
Cobb,	Luce,	J. Walker,
Cook,	Markey,	L. Walker,
Curtis,	E. R. Miller,	Walton,
Dinturff,	Mitchell,	Warren,
Drake,	Morse,	C. W. Watkins,
Edwards,	Noyes,	E. C. Watkins,
Fancher,	O'Dell,	West,
Fey,	Parsons,	Wheeler,
Garvelink,	Perry,	Wixson,
Gilmore,	Pierce,	Speaker,
Gordon,	Priest,	

68

NAYS.

Mr. Lockwood, Mr. Ripley,

2

Title agreed to.

On motion of Mr. Bottomley,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 167, entitled

A bill to amend section 8 of an act entitled "An act to amend chapter 150 of the revised statutes of 1846, it being chapter 175 of the compiled laws, and to authorize the salary of judges of probate," approved February 15, 1859, being section 7439, of the compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Green,	Mr. Rich,	
Bailey,	Greusel,	Ripley,	
Bartholomew,	Haire,	Robinson,	
Bonine,	Haywood,	Robertson,	
Bottomley,	Hewitt,	Rose,	
Briggs,	Hoar,	Sanderson,	
Brunson,	Hosner,	Scott,	
Buell,	Hoyt,	Shaw,	
Burns,	Kellogg,	Speed,	
Cady,	Kipp,	Striker,	
Caplis,	Knapp,	Thompson,	
Carter,	Lamb,	Van Scoy,	
Climie,	Lockwood,	A. Walker,	
Cobb,	Luce,	J. Walker,	
Cook,	Markey,	L. Walker,	
Curtis,	E. R. Miller,	Walton,	
Dinturff,	Mitchell,	Warren,	
Drake,	Morse,	C. W. Watkins,	
Edwards,	Noyes,	E. C. Watkins,	
Fancher,	O'Dell,	West,	
Fey,	Parsons,	Wheeler,	
Garvelink,	Perry,	Wixson,	
Gilmore,	Pierce,	Speaker,	71.
Gordon,	Priest,		
	NAYS.		0

Title agreed to.

On motion of Mr. Scott,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 169, entitled

A bill to amend section 71 of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being section 1037, chapter 21 of the compiled laws of 1871;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

YEAS.

Mr. Ackley,	Mr. Gilmore,	Mr. Rich,
Bailey,	Gordon,	Robinson,
Bartholomew,	Green,	Robertson,

Mr. Bonine,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Caplis,
Carter,
Climie,
Cobb,
Cook,
Curtis,
Dinturff,
Drake,
Edwards,
Fancher,
Fey,

Mr. Grelselt,
Haire,
Hewitt,
Hoar,
Hosner,
Hoyt,
Kellogg,
Kipp,
Knapp,
Luce,
E. R. Miller,
Morse,
Noyes,
O'Dell,
Perry,
Pierce,
Priest,

Mr. Rose,
Sanderson,
Scott,
Shaw,
Speed,
Striker,
Thompson,
A. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
West,
Wheeler,
Wixson,
Speaker,

59

NAYS.

Mr. Bottomley,
Garvelink,
Haywood,
Howard,

Mr. Lamb,
Lockwood,
Markey,
Mitchell,

Mr. Parsons,
Ripley,
Van Scoy,
C.W. Watkins, 12

Pending the announcement of the vote,

- Mr. Brunson moved that Mr. Perry be excused from voting;
Which motion did not prevail.

Mr. Perry then voted as recorded above.

Title agreed to.

On motion of Mr. Grant,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 176, entitled

A bill to amend section 68 of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being section 1034 of the compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,

Mr. Green,
Grelselt,

Mr. Pierce,
Priest,

Mr. Bartholomew,	Mr. Haire,	Mr. Rich,	
Bonine,	Haywood,	Ripley,	
Bottomley,	Hewitt,	Robinson,	
Briggs,	Hoar,	Robertson,	
Brunson,	Hosner,	Rose,	
Buell,	Howard,	Sanderson,	
Burns,	Hoyt,	Scott,	
Cady,	Kellogg,	Shaw,	
Caplis,	Kipp,	Speed,	
Carter,	Knapp,	Striker,	
Climie,	Lamb,	Thompson,	
Cobb,	Lewis,	Van Scoy,	
Cook,	Lockwood,	J. Walker,	
Curtis,	Luce,	L. Walker,	
Dinturff,	Markey,	Walton,	
Drake,	E. R. Miller,	Warren,	
Edwards,	Mitchell,	C. W. Watkins,	
Fancher,	Morse,	E. C. Watkins,	
Fey,	Noyes,	West,	
Garvelink,	O'Dell,	Wheeler,	
Gilmore,	Parsons,	Wixson,	
Gordon,	Perry,	Speaker,	72
	NAYS.		0

Title agreed to.

On motion of Mr. Drake,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 179, entitled

A bill to amend section five of an act to protect fish and preserve the fisheries of this State, approved March 21st, 1865, being section 2076 of the compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Gordon,	Mr. Priest,
Bailey,	Greusel,	Rich,
Bartholomew,	Haire,	Robinson,
Bonine,	Haywood,	Robertson,
Bottomley,	Hewitt,	Rose,
Brunson,	Hoar,	Sanderson,
Burns,	Howard,	Shaw,

Mr. Cady,
Caplis,
Carter,
Climie,
Cobb,
Curtis,
Dinturff,
Drake,
Edwards,
Fancher,
Fey,
Garvelink,
Gilmore,

Mr. Kellogg.
Knapp,
Lamb,
Lewis,
Lockwood,
E. R. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,
Pierce,

Mr. Speed,
Thompson,
J. Walker,
L. Walker,
Walton,
Warren,
C. W. Watkins,
E. C. Watkins,
West,
Wheeler,
Wixson,
Speaker,

59

NAYS.

Mr. Briggs,
Buell,
Cook,
Green,
Hosner,

Mr. Hoyt,
Kipp,
Luce,
Markey.

Mr. Ripley,
Scott,
Striker,
Van Scoy,

13

Title agreed to.

House bill No. 180, entitled

A bill to prevent the destruction of fish in Reed's Lake and Fisk's Lake in the township of Grand Rapids in the county of Kent,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bartholomew,
Briggs,
Brunson,
Caplis,
Cobb,
Cook,
Curtis,
Fancher,
Gilmore,
Gordon,
Haire,

Mr. Howard,
Hoyt,
Kellogg,
Lamb,
Lewis,
E. R. Miller,
Mitchell,
Noyes,
O'Dell,
Perry,

Mr. Robinson,
Robertson,
Rose,
Speed,
Striker,
Thompson,
C. W. Watkins,
E. C. Watkins,
Wheeler,
Wixson,

31

NAYS.

Mr. Ackley,
Bailey,

Mr. Green,
Greusel,

Mr. Priest,
Rich,

Mr. Bonine,
Bottomley,
Buell,
Burns,
Cady,
Carter,
Climie,
Dinturff,
Drake,
Edwards,
Fey,
Garvelink,

Mr. Haywood,
Hewitt,
Hoar,
Hosner,
Kipp,
Knapp,
Lockwood,
Luce,
Markey,
Morse,
Parsons,
Pierce,

Mr. Ripley,
Sanderson,
Scott,
Shaw,
Van Scoy,
A. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
West,

41

House bill No. 181, entitled

A bill to provide for the collection of statistical information of the insane, deaf, dumb, and blind in this State, and to repeal a joint resolution relative to statistical information of the insane, deaf, dumb, and blind, approved April 3, 1848, being section 1883, chapter 52, compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Caplis,
Carter,
Climie,
Cobb,
Cook,
Curtis,
Dinturff,
Drake,
Edwards,
Fancher,
Fey,
Garvelink,

Mr. Haire,
Haywood,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Kipp,
Knapp,
Lamb,
Lewis,
Lockwood,
Luce,
Markey,
E. R. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,

Mr. Rich,
Ripley,
Robertson,
Robinson,
Rose,
Sanderson,
Scott,
Shaw,
Smith,
Speed,
Striker,
Thompson,
Van Scoy,
A. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
C. W. Watkins,
E. C. Watkins,
West,
Wheeler,

Mr. Gordon,
Green,
Greusel,

Mr. Pierce,
Priest,

Mr. Wixson,
Speaker

73

NAYS.

0

Title agreed to.

On motion of Mr. Cook,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 182, entitled

A bill to amend sections 1, 4, 5, and 7, of an act to provide for the appointment of a Board of Commissioners for the General Supervision of Charitable, Penal, Pauper, and Reformatory Institutions, and defining their duties and powers, approved April 17, 1871, being sections 8191, 8194, 8195, and 8197 of the compiled laws of 1871, and to add three new sections thereto,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Ripley moved to amend the bill by adding at the end of section 4 the words, "exclusive of the sum mentioned in section 7 of this act;"

Which motion prevailed.

Mr. Hoyt moved to further amend the bill by striking out the word "him" in line 5 of section 9, and inserting in lieu thereof the words "said Board;"

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor by yeas and nays, as follows :

YEAS.

Mr. Bailey,
Bartholomew,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Caplis,

Mr. Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Kipp,
Knapp,
Lamb,

Mr. Ripley,
Robinson,
Robertson,
Rose,
Sanderson,
Scott,
Shaw,
Smith,
Speed,

Mr. Carter, Climie, Cobb, Cook, Curtis, Dinturff, Drake, Fancher, Fey, Garvelink, Gordon, Green, Haire, Haywood,	Mr. Lewis, Lockwood, Markey, E. R. Miller, Mitchell, Morse, Noyes, O'Dell, Parsons, Perry, Pierce, Priest, Rich,	Mr. Striker, Thompson, Van Scoy, A. Walker, J. Walker, L. Walker, Walton, Warren, C. W. Watkins, E. C. Watkins, Wheeler, Wixson, Speaker,
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67

NAYS.

Mr. Ackley, Luce,	Mr. Bonine,	Mr. Greusel,
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4

Pending the announcement of the vote,

Mr. L. Walker moved that Mr. West be excused from voting ;

Which motion prevailed.

Title agreed to.

On motion of Mr. Bailey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 293, entitled

A bill to provide for a municipal court in the city of Detroit, to be call the "Superior Court of Detroit,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley, Bailey, Bartholomew, Bonine, Brunson, Buell, Burns, Cady, Caplis, Climie,	Mr. Gordon, Greusel, Haire, Haywood, Hosner, Howard, Hoyt, Kipp, Knapp, Lamb,	Mr. Pierce, Priest, Rich, Ripley, Robertson, Rose, Scott, Shaw, Speed, Thompson,
--	--	---

Mr. Cobb,
Cook,
Curtis,
Dinturff,
Edwards,
Fancher,
Fey,
Garvelink,

Mr. Lewis,
Lockwood,
Markey,
E. R. Miller,
Mitchell,
Morse,
O'Dell,
Parsons,

Mr. A. Walker,
L. Walker,
Walton,
Warren,
E. C. Watkins,
Wheeler,
Wixson,
Speaker, 54

NAYS.

Mr. Bottomley,
Briggs,
Carter,
Drake,
Green,
Hewitt,

Mr. Hoar,
Kellogg,
Luce,
Noyes,
Robinson,
Sanderson,

Mr. Smith,
Striker,
Van Scoy,
J. Walker,
West, 17

Title agreed to.

On motion of Mr. Greusel,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Bartholomew moved that the House adjourn ;

Which motion did not prevail.

House bill No. 122, entitled

A bill to incorporate the village of Reading, in Hillsdale county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Cady,
Carter,
Climie,
Cobb,
Cook,
Curtis,
Dinturff,

Mr. Haire,
Haywood,
Hewitt,
Hosner,
Howard,
Kellogg,
Kipp,
Knapp,
Lamb,
Lewis,
Lockwood,
Markey,
E. R. Miller,
Mitchell,

Mr. Ripley,
Robinson,
Robertson,
Rose,
Sanderson,
Scott,
Shaw,
Smith,
Striker,
Thompson,
A. Walker,
J. Walker,
L. Walker,
Walton,

Mr. Drake,	Mr. Morse,	Mr. Warren,	
Edwards,	Noyes,	E. C. Watkins,	
Fancher,	Parsons,	West,	
Fey,	Perry,	Wheeler,	
Garvelink,	Pierce,	Wixson,	
Gordon,	Priest,	Speaker,	
Greusel,	Rich,		62
	NAYS.		0

Title agreed to.

On motion of Mr. Hewitt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Morse,

Senate bill No. 161, entitled

A bill to incorporate the city of Ionia,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Hosner,

The House adjourned.

Lansing, Tuesday, March 18, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Fairfield.

Roll called: quorum present.

Absent without leave: Messrs. Breitung, Chamberlain, Ferguson, Goodrich, Harris, Remer, Thomas, and B. Walker.

Mr. Hoar asked and obtained leave of absence for Mr. Harris indefinitely on account of sickness.

Mr. Garvelink asked and obtained leave of absence for Mr. Thomas for the day.

Mr. West asked and obtained leave of absence for Mr. Chamberlain for the day.

Mr. Bottomley asked and obtained leave of absence for Mr. Breitung for the day.

Mr. Rose asked and obtained leave of absence for Mr. Goodrich indefinitely on account of sickness.

Mr. Perry asked and obtained leave of absence for Mr. Remer for the day.

PRESENTATION OF PETITIONS.

By Mr. Knapp: Remonstrance of Charles Porter and 25 others, of school district No. 4, of the township of White Lake, in the county of Oakland, against the passage of any act dividing said district ;

Referred to the committee on education.

By Mr. Howard: Remonstrance of J. H. White and 280 others, of St. Clair county, and mostly interested in the navigation of the lakes and rivers, against the bridging of the Detroit and St. Clair rivers ;

Referred to the committee on federal relations.

By Mr. Lewis: Petition of Henry Schudehette and 37 others, in favor of adding certain territory to the corporate limits of Bay City ;

Referred to the committee on municipal corporations.

By Mr. West: Petition of A. B. Riford for an amendment to the insurance law so as to tax foreign companies only on net premiums after payment of losses ;

Referred to the committee on insurance.

By Mr. Lockwood: Petition of Chas. H. Whitemore and 22 others, for the legalizing of the action of the townships of Tawas and Grant, in voting aid to a certain plank road company in the county of Iosco ;

Referred to the committee on roads and bridges.

By Mr. Warren: Remonstrance of Miss H. P. Dennis, Mrs. H. L. Porter, and 28 other ladies, against the submission to the people of any amendment to the constitution on the question of prohibition ;

Also : Remonstrance of Hon. O. Hosford, Prof. J. L. Daniels, and 25 others, for the same purpose ;

Also : Remonstrance of W. L. Derby and 46 others, for the same purpose ;

Referred to the committee on State affairs.

By Mr. Brunson : Petition of Rev. M. K. Pasco and 106 others, of St. Johns, for additional amendments to the prohibitory law ;

Also : Petition of J. O. Palmer and 23 others, for the same purpose ;

Also : Petition of Mrs. J. Temper and 49 others, for the same purpose ;

Also : Petition of W. H. Brunson and 27 others, for the same purpose ;

Also : Petition of J. Holton and 34 others, for the same purpose ;

Referred to the committee on State affairs.

By Mr. Shaw : Petition of several business men of Charlotte, relative to taxes on insurance companies ;

Referred to the committee on insurance.

The following is the petition :

To the Honorable Members of the Legislature of the State of Michigan :

We, your petitioners, would submit that justice and equity require that the law relating to the tax upon insurance companies of other States, doing business in this State, be amended, and that the tax be levied only on the net premiums or moneys actually retained after the payment of losses.

The citizens of this State are under the necessity of being insured, if they wish to be protected from loss by fire, in insurance companies of other States, and we deem it an injustice to ask such insurance companies to pay a tax upon their gross receipts in this State, when their experience in the past five years shows their losses in the aggregate have nearly

equalled the amount of premiums received by them in the State.

Would it be endured by the merchant or farmer if the State should require a tax on his gross receipts or sales, instead of on his accumulated profits? And why should that business that is liable to, and that has endured so great drains the past years upon capital employed, in standing between the community and loss, be compelled to pay a greater tax than is levied upon any other business?

If some reduction of this tax now collected, is not given to fire insurance companies, we are fearful the leading companies will withdraw from the State, or add the tax to the amount of premiums collected of the insured, and thus make the citizens of the State pay the State instead of the companies.

By Mr. F. Walker: Petition of A. T. Crossman and 27 others, relative to the taxation of insurance companies;

Referred to the committee on insurance.

By Mr. Sanderson: Petition of Mrs. C. A. Meacham and 26 others, men and women of Michigan, of legal voting age, requesting that the word "male" be stricken from the State constitution, defining the qualification of electors;

Also: Petition of Mrs. D. M. Brown and 52 others, for the same purpose;

Referred to the committee on State affairs.

By Mr. Haywood: Petition of Samuel Kinch and 59 others, for the repeal of the prohibitory liquor law;

Also: Petition of J. Baldwin and 19 others for the same purpose;

Referred to the committee on State affairs.

By Mr. Rich: Petition of H. A. Birdsall and 7 others, of Lapeer, for a reduction of taxation on insurance companies;

Referred to the committee on insurance.

By Mr. Kipp: Petition relative to the qualifications of members of secret societies to act as witnesses, etc.;

Referred to the committee on State affairs.

The following is the petition :

To the Honorable Legislature of the State of Michigan :

We, the undersigned, citizens of Genesee and Lapeer counties, respectfully ask your honorable body to make it lawful for a party not a member of any secret society in litigation with a party who is a member of such society, to inquire into the fact whether witnesses offered by such party are members of the same or other similar secret society ; and to authorize the court in such a case to send for persons and papers, and to investigate the obligations imposed on their members by such society or societies, in order that the jury may judge intelligently how far such obligations may be supposed to bias the witnesses for or against the parties in litigation ; and that in all such cases it be made the duty of the court to give in charge to the jury that they are to determine the degree of credibility to be accorded to the testimony of such witness. Also, that in all cases, criminal or civil, the right of peremptory challenge of jurors who are members of any secret society, shall be granted to all parties in litigation who are not members of such societies ; and that membership in any secret society by the presiding officer of a court shall be held as a sufficient cause for change of venue whenever demanded.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to amend section 5246 of the compiled laws of 1871, being an act entitled "An act to authorize judges of probate of certain counties to appoint a register, and prescribing his duties and compensation,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The increase of business in counties of 2,500 inhabitants,

seem to demand the appointment of a register for judges of probate, with prescribed duties and compensation.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to amend section 5464 of the compiled laws of 1871, being section 216 of chapter 178 of said compiled laws, relative to justice court,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill provides for the writ of *certiorari* in all suits and proceedings before a justice of peace.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to establish the right to the care and custody of minor children in case of the separation of husband and wife, being the father and mother of said children,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill provides that mothers shall be entitled to the care and protection of infants, minor children under the age of

twelve years, in cases of separation of husband and wife, unless otherwise ordered by the court.

HENRY A. SHAW, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to amend section 4269 of the compiled laws of 1871, in relation to estates of dower,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject. x

The object of this bill is to give to a woman, in lieu of dower possession in wild lands, a just compensation, believing that it would be more for her interests and better for the heirs.

HENRY A. SHAW, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to provide for special appeals from decrees in chancery,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

Speedy justice may be done and great expenses saved to parties by the provisions of this act.

HENRY A. SHAW, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hoyt,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public health :

The committee on public health, to whom was referred

A bill to provide for the proper labeling of matches,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

Your committee are informed that deaths have occurred from a want of the information which this bill makes it the duty of the manufacturers of matches to impart to those who use them, in the label.

I. H. BARTHOLOMEW, *Chairman.*

Report accepted and committee discharged.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to amend chapter 192 of the compiled laws of 1871, entitled judgments and executions,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

Legislation of this kind does not seem necessary, and the provisions of this bill are uncalled for.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brunson,

The bill was laid on the table.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred

A bill to revise the charter of the village of Whitehall, in Muskegon county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. P. HOYT, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cady,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGE FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER,
Lansing, March 14, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill :

Senate bill No. 202, entitled

A bill to amend section 22 of an act entitled “An act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local administrative and legislative powers,” approved April 8, 1851, being section 488 of the compiled laws of 1871 ;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators

elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

MOTIONS AND RESOLUTIONS.

Mr. Lockwood offered the following:

Resolved, That there be a committee of six appointed to examine all bills on the general order, and select and report to the House such local bills as in their judgment may be taken from the general order and placed on the order of third reading of bills; (and no bill shall be taken from the general order without the assent of a majority of such committee;)

Which was adopted.

Mr. C. W. Watkins moved to take from the table House bill No. 247, entitled

A bill to reorganize the 9th and 14th judicial circuits, and to create the 20th judicial circuit;

Which motion prevailed.

On motion of Mr. C. W. Watkins,

The bill was placed on the order of third reading.

Mr. C. W. Watkins moved to discharge the committee of the whole from the further consideration of Senate bill No. 165 entitled

A bill to allow mutual marine insurance companies to transact business within this State;

Which motion prevailed.

On motion of Mr. C. Watkins,

The bill was placed on the order of third reading.

Mr. Green moved to discharge the committee of the whole from the further consideration of Senate bill No. 135, entitled

A bill to organize the township of Fife Lake, in the county of Grand Traverse ;

Which motion prevailed.

On motion of Mr. Green,

The bill was placed on the order of third reading.

Mr. E. R. Miller moved to reconsider the vote by which the House refused to pass Senate bill No. 6, entitled

A bill in relation to challenges of jurors in criminal cases ;

Which motion prevailed.

On motion of Mr. E. R. Miller,

The bill was laid on the table.

Mr. Bartholomew moved to take from the table

Joint resolution proposing an amendment to section 1, article 7, of the constitution of Michigan, relative to the qualifications of electors ;

Which motion prevailed.

On motion of Mr. Bartholomew,

The bill was referred to the committee on State affairs.

Mr. Shaw moved to reconsider the vote by which the House refused to pass House bill No. 180, entitled

A bill to prevent the destruction of fish in Reed's Lake and Fisk's Lake, in the township of Grand Rapids in the county of Kent ;

Which motion prevailed.

On motion of Mr. Shaw,

The bill was re-committed to the committee on fisheries.

On motion of Mr. Gilmore,

Senate joint resolution No. 4, entitled

Joint resolution proposing an amendment to section 1, article 9 of the constitution of the State, relative to salaries,

Was made the special order for Thursday evening.

Mr. Withington offered the following :

Resolved, (the Senate concurring), That the Legislature of Michigan recognizes with satisfaction and pleasure the fact that both of its Senators and two-thirds of its Representatives in

Congress voted against the measure whereby the 42d Congress, against the public sense of propriety and right, increased the the salaries of its members at the end of their term of service ;

Laid over under the rules.

Mr. Bailey moved to discharge the committee of the whole from the further consideration of House bill No. 279, entitled
A bill to incorporate the village of Byron ;

Which motion prevailed.

On motion of Mr. Bailey,

The bill was placed on the order of third reading.

On motion of Mr. Briggs,

House bill No. 163, entitled,

A bill to amend section 4 of "An act to provide for the settlement and drainage of swamp lands by actual settlers," approved February 15, 1859, being section 3981 of the compiled laws of 1871, .

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

Mr. Warren offered the following:

Resolved, That a committee of three be appointed to ascertain the number and title of bills in the hands of the committees of this House, not yet reported upon, and report the same this evening ;

Which was adopted.

GENERAL ORDER.

On motion of Mr. Brunson,

The House went into committee of the whole on the general order,

Mr. Buell in the chair.

After some time spent therein, the committee rose and through the chairman made the following report :

The committee of the whole have had under consideration the following entitled joint resolution :

1. House joint resolution No. 10, entitled

Joint resolution submitting an amendment to article nine of the constitution of this State ;

And have directed their chairman to report the same back to the House, with the recommendation that it be made the special order for Thursday evening, at 7:30 P. M.

The committee of the whole have also had under consideration the following entitled joint resolution :

2. House joint resolution No. 11, entitled

Joint resolution authorizing the Auditor General to audit and pay the claims of the non-commissioned officers and musicians of the 5th, 6th, and 7th regiments of Michigan volunteer infantry, for services given in the month of August, 1861 ;

3. House joint resolution No. 12, entitled

Joint resolution relative to the State Library ;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled joint resolution :

4. House joint resolution No. 13, entitled

Joint resolution requesting our Senators and Representatives in Congress to use their best endeavors against transferring the land grant of the Port Huron and Milwaukee railroads to any railroad or corporation, and that the lands be restored to entry under the provisions of the homestead law ;

And have directed their chairman to report the same back to the House, with the recommendation that it be referred to the committee on federal relations.

The committee of the whole have also had under consideration the following entitled bills :

1. House bill No. 184, entitled

A bill respecting officers and employes of the public institutions of the State ;

2. Senate bill No. 87, entitled

A bill to repeal an act entitled " An act making appropriations for the Michigan Asylum for the Insane, and to repeal sections 2 and 3 of act number 192 of the session laws of 1865,

and amending section 5 of act No. 164 of the laws of 1859," approved March 26, 1867;

3. House bill No. 185, entitled

A bill to amend section 1, of an act entitled "An act to create a Soldiers' Aid Fund for disabled Michigan soldiers, sailors, and marines, and Michigan men who have served in the late war in other State organizations, or in the forces of the United States, the same being section 960, chapter XX., of the compiled laws of 1871.

4. Senate bill No. 54, entitled

A bill to detach certain territory from the town of Taymouth, in Saginaw county, and attach the same to the town of Spaulding, in said county;

5. Senate bill No. 61, entitled

A bill to amend "An act to provide for the incorporation of associations for the publication of periodicals, newspapers, books, tracts, documents, and other publications," being act No. 97, approved March 7, 1861, by adding a new section thereto to stand as section 5 of said act:

6. Senate bill No. 68, entitled

A bill to amend section 22 of an act approved February 14, 1859, entitled "An act further to preserve the purity of elections, and to guard against the abuse of the elective franchise by a registration of electors," being section 180 of the compiled laws of 1871,

7. Senate bill No. 87, entitled

A bill to repeal an act entitled "An act making appropriations for the Michigan Asylum for the Insane, and to repeal sections 2 and 3 of act number 192 of the session laws of 1865, and amending section 5 of act No. 164 of the laws of 1859," approved March 26, 1867;

8. House bill No. 188, entitled

A bill to amend section 124 of chapter 21, being section 1090 of the compiled laws of 1871, and being an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon;"

9. House bill No. 189, entitled

A bill to authorize Protestant Episcopal Churches, organized under the laws of the State, to alter their articles of agreement ;

10. Senate bill No. 39, entitled

A bill to amend section 154 of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," being section 1120 of the compiled laws of 1871 ;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills :

11. Senate bill No. 78, entitled

A bill relative to rights of lessees of lands and tenements ;

12. House bill No. 197, entitled

A bill to prohibit officers of public institutions from being interested in contracts made therewith, and to prevent bribery ;

13. Senate bill No. 8, entitled

A bill to amend section 61 of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being section 1027 of the compiled laws of 1871 ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill :

14. House bill No. 190, entitled

A bill to establish a board of fish commissioners, to prescribe their duties, and to make an appropriation for the artificial propagation of fish ;

And have directed their chairman to report the same back to the House with the recommendation that it be laid on the table.

The committee of the whole have also had under consideration the following entitled bill :

15. House manuscript bill, entitled

A bill to amend sections 647 and 649, relative to the term of office of the commissioners of highways; section 695, relative to filling vacancies in the office of overseer of highways; sections 728, 729, 730, 731, 732, 733, 734, and 735, relative to overseers and commissioners of highways; sections 752, 753, 754, and 755, relative to the raising of money by tax or to borrow money to build or repair bridges, chapter 12 of the compiled laws of 1871; to amend chapters 23, 24, 25, 27, 28, and 31; sections 1252, 1253, 1254, 1255, 1256, 1257, 1258, 1259, 1260, 1261, 1262, 1263, 1264, 1265, 1266, 1267, 1268, 1269, 1270 and 1278, chapter 26 of the compiled laws of 1871, relative to highways, bridges, and private roads; to amend sections 1753 and 1758, chapter 47 of the compiled laws of 1871, relative to the county drain law; to amend sections 2027, 2028, 2029, 2030, 2031, 2032, 2033, and 2034, chapter 59 of the compiled laws of 1871, relative to animals running at large; to amend chapter 68 of the compiled laws of 1871, relative to the spread of Canada thistles; to amend section 2587, chapter 78 of the compiled laws of 1871, relative to plank road companies;

And have directed their chairman to report the same back to the House with the recommendation that it be printed.

The committee of the whole have also had under consideration the following entitled bill :

16. Senate bill No. 199, entitled

A bill to amend an act entitled "An act to provide for a uniform assessment of property and for the collection and return of taxes thereon," approved April 6, 1869, by adding two new sections thereto;

But not having gone through therewith, have directed their chairman to report that fact to the House and ask leave to sit again.

J. L. BUELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Morse,

The House concurred in the recommendation of the committee, relative to the first named joint resolution, and it was made the special order for Thursday evening at 7½ o'clock.

The second and third joint resolutions, and the first ten named bills were placed on the order of third reading.

On motion of Mr. Bottomley,

The House concurred in the recommendation of the committee relative to the fourth named joint resolution, and it was referred to the committee on federal relations.

On motion of Mr. Brunson,

The House concurred in the amendments made to the eleventh, twelfth, and thirteenth named bills by the committee, and they were placed on the order of third reading.

On motion of Mr. Wixson,

The House concurred in the recommendation of the committee relative to the fourteenth named bill, and it was laid on the table.

On motion of Mr. Speed,

The House non-concurred in the recommendation of the committee relative to the fifteenth named bill, and,

On motion of Mr. Speed,

The bill was referred to the committee on State affairs.

On motion of Mr. Hoyt,

The House granted the request of the committee relative to the last named bill, and leave was granted to sit again.

On motion of Mr. Bottomley,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock, P. M.

The House met and was called to order by the Speaker.

Roll called : quorum present.

The House resumed the order of

MOTIONS AND RESOLUTIONS.

Mr. E. R. Miller moved to take from the table Senate bill No. 6, entitled

A bill in relation to challenges of jurors in criminal cases ;
Which motion prevailed.

On motion of Mr. E. R. Miller,

The bill was placed on the order of third reading.

The House took up the order of

THIRD READING OF BILLS.

House bill No. 279, entitled

A bill to incorporate the village of Byron,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bailey,	Mr. Haire,	Mr. Robertson,
Bonine,	Haywood,	Rose,
Bottomley,	Hewitt,	Sanderson,
Briggs,	Hoar,	Scott,
Brunson,	Hosner,	Shaw,
Buell,	Howard,	Smith,
Burns,	Hoyt,	Speed,
Cady,	Kellogg,	Striker,
Caplis,	Kipp,	Thompson,
Carter,	Knapp,	Van Scoy,
Climie,	Lewis,	A. Walker,
Cobb,	Lockwood,	B. Walker
Cook,	Luce,	F. Walker,
Curtis,	Markey,	J. Walker,
Dinturff,	E. R. Miller,	Walton,
Edwards,	Mitchell,	C. W. Watkins,
Eggleston,	Morse,	E. C. Watkins,
Fancher,	Noyes,	Welch,
Fey,	Parsons,	West,
Garvelink,	Perry,	Wheeler,
Gilmore,	Pierce,	Withington,
Grant,	Priest,	Wixson,
Green,	Ripley,	Zimmerman,
Greusel,	Robinson,	Speaker,

72

NAYS.

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Title agreed to.

On motion of Bailey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House joint resolution No. 11, entitled

Joint resolution authorizing the Auditor General to audit and pay the claims of the non-commissioned officers and musicians of the 5th, 6th, and 7th regiments of Michigan volunteer infantry, for services given in the month of August, 1861,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Haire,	Mr. Robertson,	
Bailey,	Haywood,	Rose,	-
Bonine,	Hewitt,	Sanderson,	
Bottomley,	Hoar,	Scott,	
Briggs,	Hosner,	Shaw,	
Brunson,	Howard,	Smith,	
Buell,	Hoyt,	Speed,	.
Burns,	Kipp,	Striker,	
Cady,	Knapp,	Thompson,	
Caplis,	Lamb,	Van Aken,	
Carter,	Lewis,	Van Scoy,	
Climie,	Lockwood,	A. Walker,	
Cobb,	Luce,	B. Walker,	
Cook,	Markey,	F. Walker,	
Curtis,	E. R. Miller,	L. Walker,	
Dinturff,	Mitchell,	Walton,	
Drake,	Morse,	Warren,	
Edwards,	Noyes,	C. W. Watkins,	
Eggleston,	O'Dell,	E. C. Watkins,	
Fancher,	Parsons,	Welch,	
Fey,	Perry,	West,	
Garvelink,	Pierce,	Wheeler,	
Gilmore,	Priest,	Withington,	
Grant,	Rich,	Wixson,	
Green,	Ripley,	Zimmerman,	
Greusel,	Robinson,		77

NAYS.

Mr. Gordon,	Mr. Kellogg,	2
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Title agreed to.

House joint resolution No. 12, entitled

Joint resolution relative to the State Library,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. L. Walker moved to amend the joint resolution by striking out section 3 ;

Which motion did not prevail.

The joint resolution was then passed, a majority of all the members elect voting therefore, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Haire,	Mr. Rose,
Bailey,	Haywood,	Sanderson,
Bonine,	Hewitt,	Scott,
Bottomley,	Hoar,	Shaw,
Briggs,	Hosner,	Smith,
Brunson,	Howard,	Speed,
Buell,	Hoyt,	Striker,
Burns,	Kellogg,	Thompson,
Cady,	Kipp,	Van Aken,
Caplis,	Knapp,	Van Scoy,
Carter,	Lamb,	A. Walker,
Olimie,	Lewis,	B. Walker,
Cobb,	Loekwood,	F. Walker,
Curtis,	Markey,	L. Walker,
Dinturff,	E. R. Miller,	Walton,
Drake,	Mitchell,	Warren,
Edwards,	Morse,	C. W. Watkins,
Eggleston,	Noyes,	E. C. Watkins,
Fancher,	O'Dell,	Welch,
Fey,	Parsons,	West,
Garvelink,	Perry,	Wheeler,
Gilmore,	Pierce,	Withington,
Gordon,	Priest,	Wixson,
Green,	Robinson,	Zimmerman,
Greusel,	Robertson,	
	NAYS.	
		74
		0

Title agreed to.

On motion of Mr. Hoyt,

By a vote of two-thirds of all the members elect, the joint resolution was ordered to take immediate effect.

House bill No. 184, entitled

A bill respecting officers and employes of the public institutions of the State,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Haywood,	Mr. Rose,
Bailey,	Hewitt,	Sanderson,
Bonine,	Hoar,	Scott,
Briggs,	Hosner,	Shaw,
Brunson,	Howard,	Smith,
Buell,	Hoyt,	Speed,
Burns,	Kellogg,	Striker,
Cady,	Kipp,	Thompson,
Caplia,	Knapp,	Van Aken,
Carter,	Lamb,	Van Scoy,
Climie,	Lewis,	A. Walker,
Cobb,	Lockwood,	B. Walker,
Cook,	Markey,	F. Walker,
Curtis,	E. R. Miller,	L. Walker,
Dinturff,	Mitchell,	Walton,
Edwards,	Morse,	Warren,
Fancher,	Noyes,	C. W. Watkins,
Fey,	O'Dell,	E. C. Watkins,
Garvelink,	Parsons,	Welch,
Gilmore,	Perry,	West,
Gordon,	Pierce,	Wheeler,
Grant,	Priest,	Withington,
Green,	Ripley,	Wixson,
Greusel,	Robinson,	Zimmerman,
Haire,	Robertson,	Speaker, 75

NAYS.

Mr. Bottomley,

Title agreed to.

On motion of Mr. Kipp,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 185, entitled

A bill to amend section one of an act entitled "An act to create a soldiers' aid fund for disabled Michigan soldiers, sailors, and marines, and Michigan men who have served in the late war in other State organizations, or in the forces of the United States," the same being section 960 chapter 20 of the compiled laws of 1871,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

YEAS.

Mr. Ackley,	Mr. Haire,	Mr. Robertson,
Bailey,	Haywood,	Rose,
Bonine,	Hewitt,	Sanderson,
Bottomley,	Hoar,	Scott,
Briggs,	Hosner,	Shaw,
Brunson,	Howard,	Smith,
Buell,	Hoyt,	Speed,
Burns,	Kellogg,	Striker,
Cady,	Kipp,	Thompson,
Caplis,	Knapp,	Van Aken,
Carter,	Lamb,	Van Scoy,
Climie,	Lewis,	A. Walker,
Cobb,	Lockwood,	B. Walker,
Cook,	Luce,	F. Walker,
Curtis,	Markey,	L. Walker,
Dinturff,	E. R. Miller,	Walton,
Drake,	Mitchell,	Warren,
Edwards,	Morse,	C.W. Watkins,
Fancher,	Noyes,	E. C. Watkins,
Fey,	O'Dell,	Welch,
Garvelink,	Parsons,	West,
Gilmore,	Perry,	Wheeler,
Gordon,	Pierce,	Withington,
Grant,	Priest,	Wixson,
Green,	Rich,	Zimmerman,
Greusel,	Ripley,	Speaker, 78

NAYS.

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Title agreed to.

On motion of Mr. Pierce,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 68, entitled

A bill to amend section 22 of an act, approved February 14, 1859, entitled "An act further to preserve the purity of elections, and to guard against the abuse of the elective franchise by a registration of electors," being section 180 of the compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Haywood,	Mr. Robertson,
Bailey,	Hewitt,	Rose,
Bonine,	Hoar,	Sanderson,
Bottomley,	Hosner,	Shaw,
Briggs,	Howard,	Smith,
Brunson,	Hoyt,	Speed,
Buell,	Kellogg,	Striker,
Burns,	Kipp,	Thompson,
Cady,	Knapp,	Van Aken,
Caplis,	Lamb,	Van Scoy,
Carter,	Lewis,	A. Walker,
Climie,	Luce,	B. Walker,
Cobb,	Markey,	F. Walker,
Cook,	E. R. Miller,	L. Walker,
Curtis,	Mitchell,	Walton,
Dinturff,	Morse,	Warren,
Drake,	Noyes,	C. W. Watkins,
Edwards,	O'Dell,	E. C. Watkins,
Fancher,	Parsons,	Welch,
Fey,	Perry,	West,
Garvelink,	Pierce,	Wheeler,
Gordon,	Priest,	Withington,
Grant,	Rich,	Wixson,
Green,	Ripley,	Zimmerman,
Greusel,	Robinson,	Speaker,
Haire,		

76

NAYS.

0

Title agreed to.

Senate bill No. 87, entitled

A bill to repeal an act entitled "An act making appropriations for the Michigan Asylum for the Insane, and to repeal sections 2 and 3 of act No. 192 of the session laws of 1865, and amending section 5 of act No. 164 of the laws of 1859," approved March 26, 1867,

Was read a third time, and, pending the taking of the vote on the passage thereof,

On motion of Mr. Ripley,

The bill was laid on the table.

Senate bill No. 78, entitled

A bill relative to rights of lessees of lands and tenements ;

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Garvelink,	Mr. Rich,
Bailey,	Greusel,	Robinson,
Bartholomew,	Haire,	Robertson,
Bonine,	Hewitt,	Rose,
Briggs,	Hoyt,	Sanderson,
Brunson,	Kipp,	Shaw,
Buell,	Knapp,	Thompson,
Carter,	Lewis,	Van Aken,
Climie,	E. R. Miller,	Warren,
Cook,	Mitchell,	E. C. Watkins,
Curtis,	Noyes,	West,
Drake,	O'Dell,	Wheeler,
Edwards,	Parsons,	Wixson,
Eggleston,	Perry,	Zimmerman,
Fey,		43

NAYS.

Mr. Bottomley,	Mr. Howard,	Mr. Speed,
Burns,	Kellogg,	Striker,
Cady,	Lamb,	Van Scoy,
Caplis,	Lockwood,	A. Walker,
Cobb,	Luce,	B. Walker,
Dinturff,	Markey,	F. Walker,
Fancher,	Morse,	J. Walker,
Gilmore,	Pierce,	L. Walker,
Gordon,	Priest,	Walton,
Green,	Ripley,	C. W. Watkins,
Haywood,	Scott,	Welch,
Hoar,	Smith,	Withington,
Hosner,		27

House bill No. 197, entitled

A bill to prohibit officers of public institutions from being interested in contracts made therewith, and to prevent bribery,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Haire,	Mr. Robinson,
Bailey,	Haywood,	Sanderson,
Bartholomew,	Hewitt,	Scott,
Bonine,	Hoar,	Shaw,
Bottomley,	Hosner,	Speed,
Briggs,	Howard,	Striker,
Brunson,	Hoyt,	Thompson,
Buell,	Kellogg,	Van Aken,
Burns,	Kipp,	Van Scoy,
Cady,	Knapp,	A. Walker,
Carter,	Lamb,	B. Walker,
Climie,	Lewis,	F. Walker,
Cobb,	Lockwood,	J. Walker,
Cook,	Luce,	L. Walker,
Curtis,	Markey,	Walton,
Dinturff,	E. R. Miller,	Warren,
Drake,	Mitchell,	C. W. Watkins,
Edwards,	Morse,	E. C. Watkins,
Eggleston,	Noyes,	Welch,
Fancher,	O'Dell,	West,
Fey,	Parsons,	Wheeler,
Garvelink,	Perry,	Withington,
Gilmore,	Pierce,	Wixson,
Gordon,	Rich,	Zimmerman,
Green,	Ripley,	Speaker,
Greusel,		76

NAYS.

Mr. Smith,

1

Title agreed to.

On motion of Mr. Parsons,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 165, entitled

A bill to allow mutual marine insurance companies to trans-act business within this State,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Haire,	Mr. Robinson,
Bailey,	Haywood,	Robertson,

Mr. Bartholomew,	Mr. Hewitt,	Mr. Rose,
Bonine,	Hoar,	Sanderson,
Bottomley,	Hosner,	Scott,
Briggs,	Howard,	Shaw,
Brunson,	Kellogg,	Smith,
Buell,	Kipp,	Speed,
Burns,	Knapp,	Striker,
Caplis,	Lewis,	Thompson,
Carter,	Lockwood,	Van Scoy,
Climie,	Luce,	A. Walker,
Cobb,	Markey,	B. Walker,
Cook,	Mitchell,	F. Walker,
Curtis,	Morse,	J. Walker,
Dinturff,	Noyes,	Warren,
Edwards,	O'Dell,	C. W. Watkins,
Eggleston,	Parsons,	E. C. Watkins,
Fancher,	Perry,	West,
Fey,	Pierce,	Wheeler,
Garvelink,	Priest,	Withington,
Gordon,	Rich,	Wixson,
Green,	Ripley,	Zimmerman,
Greusel,		70

NAYS.

Mr. Hoyt,	Mr. L. Walker,	Mr. Welch,
Van Aken,		4

Title agreed to.

On motion of Mr. Fey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 54, entitled

A bill to detach certain territory from the town of Taymouth in Saginaw county, and attach the same to the town of Spaulding, in said county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Hoar,	Mr. Rose,
Bartholomew,	Hosner,	Sanderson.
Bonine,	Howard,	Scott,
Bottomley,	Hoyt,	Shaw,
Brunson,	Kellogg,	Smith,

Mr. Buell,	Mr. Kipp,	Mr. Speed,	
Burns,	Knapp,	Striker,	
Caplis,	Lamb,	Thompson,	
Carter,	Lewis,	Van Aken,	
Climie,	Lockwood,	Van Scoy,	
Cobb,	Luce,	A. Walker,	
Curtis,	Markey,	B. Walker,	
Dinturff,	E. R. Miller,	F. Walker,	
Edwards,	Mitchell,	J. Walker,	
Eggleston,	Morse,	L. Walker,	
Fancher,	Noyes,	Walton,	
Fey,	O'Dell,	Warren,	
Garvelink,	Parsons,	Welch,	
Gilmore,	Perry,	West,	
Gordon,	Pierce,	Wheeler,	
Green,	Priest,	Withington,	
Greusel,	Rich,	Wixson,	
Haire,	Ripley,	Zimmerman,	
Haywood,	Robinson,	Speaker,	
Hewitt,	Robertson,		74
	NAYS.		0

Title agreed to.

On motion of Mr. Ackley,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

House bill No. 247, entitled

A bill to re-organize the ninth and fourteenth judicial circuits, and to create the twentieth judicial circuit,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Haire,	Mr. Ripley,
Bailey,	Haywood,	Rose,
Bartholomew,	Hewitt,	Scott,
Bonine,	Hoar,	Shaw,
Bottomley,	Hosner,	Speed,
Briggs,	Howard,	Striker,
Buell,	Hoyt,	Thompson,
Burns,	Kellogg,	Van Scoy,
Cady,	Kipp,	A. Walker,
Caplis,	, Knapp,	B. Walker,

Mr. Climie,
Cobb,
Curtis,
Edwards,
Fancher,
Fey,
Garvelink,
Gordon,
Green,
Greusel,

Mr. Lewis,
Lockwood,
Markey,
E. R. Miller,
Mitchell,
Morse,
Parsons,
Perry,
Pierce,

Mr. F. Walker,
J. Walker,
Warren,
C. W. Watkins,
E. C. Watkins,
West,
Wheeler,
Withington,
Wixson,

58

NAYS.

Mr. Brunson,
Carter,
Cook,
Dinturff,
Drake,
Eggleston,
Lamb,

Mr. Luce,
Noyes,
O'Dell,
Priest,
Rich,
Robertson,

Mr. Sanderson,
Smith,
Van Aken,
L. Walker,
Walton,
Zimmerman,

19

Title agreed to.

On motion of Mr. C. W. Watkins,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 135, entitled

A bill to organize the township of Fife Lake, in the county of Grand Traverse.

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Ripley moved to lay the bill on the table;

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bottomley,
Briggs,
Brunson,
Burns,
Cady,

Mr. Haire,
Haywood,
Hewitt,
Hoar,
Hosner,
Howard,
Kellogg,
Kipp,

Mr. Rose,
Sanderson,
Scott,
Shaw,
Smith,
Speed,
Striker,
Thompson,

Mr. Caplis,	Mr. Knapp,	Mr. Van Aken,
Carter,	Lewis,	Van Scoy,
Climie,	Lockwood,	A. Walker,
Cobb,	Luce,	B. Walker,
Cook,	Markey,	F. Walker,
Curtis,	E. R. Miller,	J. Walker,
Dinturff,	Mitchell,	L. Walker,
Drake,	Noyes,	Walton,
Edwards,	O'Dell,	E. C. Watkins,
Fancher,	Parsons,	Welch,
Fey,	Perry,	West,
Garvelink,	Pierce,	Wheeler,
Gilmore,	Priest,	Withington,
Gordon,	Rich,	Wixson,
Green,	Robinson,	Zimmerman,
Greusel,	Robertson,	Speaker, 72
	NAYS.	

Mr. Ripley, 1

Title agreed to.

On motion of Mr. Green,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

Senate bill No. 61, entitled

A bill to amend "An act to provide for the incorporation of associations for the publication of periodicals, newspapers, books, tracts, documents, and other publications," being act No. 97, approved March 7, 1861, by adding a new section thereto to stand as section 5 of said act,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Haywood,	Mr. Robinson,
Bailey,	Hewitt,	Robertson,
Bonine,	Hoar,	Sanderson,
Bottomley,	Howard,	Scott,
Briggs,	Hoyt,	Shaw
Brunson,	Kellogg,	Smith,
Burns,	Kipp,	Speed,
Cady,	Knapp,	Striker,
Caplis,	Lamb,	Thompson,
Carter,	Lewis,	Van Aken,

Mr. Olimie,	Mr. Lockwood,	Mr. Van Scoy,
Cobb,	Luce,	A. Walker,
Cook,	Markey,	B. Walker,
Curtis,	E. R. Miller,	F. Walker,
Dinturff,	Mitchell,	J. Walker,
Drake,	Morse,	L. Walker,
Edwards,	Noyes,	Walton,
Eggleston,	O'Dell,	E. C. Watkins,
Fancher,	Parsons,	Welch,
Fey,	Perry,	West,
Garvelink,	Pierce,	Wheeler,
Gilmore,	Priest,	Withington,
Gordon,	Rich,	Wixson,
Greusel,	Ripley,	Zimmerman,
Haire,		73
	NAYS.	0

Title agreed to.

On motion of Mr. Greusel,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 188, entitled

A bill to amend section 124 of chapter 21, being section 1090 of the compiled laws of 1871, and being an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Gordon,	Mr. Robinson,
Bonine,	Haire,	Robertson,
Bottomley,	Haywood,	Rose,
Briggs,	Hewitt,	Scott,
Brunson,	Hoar,	Shaw,
Burns,	Howard,	Smith,
Cady,	Hoyt,	Speed,
Caplis,	Kellogg,	Striker,
Carter,	Kipp,	Thompson,
Climie,	Lamb,	Van Aken,
Cobb,	Lewis,	A. Walker,
Cook,	Luce,	J. Walker,
Curtis,	Markey,	L. Walker,

Mr. Dinturff, Drake, Edwards, Eggleston, Fancher, Fey, Garvelink, Gilmore,	Mr. E. R. Miller, Noyes, O'Dell, Parsons, Perry, Priest, Rich, Ripley,	Mr. Walton, C. W. Watkins, E. C. Watkins, West, Wheeler, Withington, Wixson, Zimmerman, 63
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NAYS.

Mr. Bailey, Greusel, Lockwood, Mitchell,	Mr. Morse, Pierce, Sanderson, Van Scoy,	Mr. B. Walker, F. Walker, Welch, Speaker, 12
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Title agreed to.

House bill No. 189, entitled

A bill to authorize Protestant Episcopal churches, organized under the laws of the State, to alter their articles of agreement,

Being under consideration,

On motion of Mr. Drake,

The bill was laid on the table.

Senate bill No. 39, entitled

A bill to amend section 154 of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," being section 1120 of the compiled laws of 1871,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley, Bailey, Bartholomew, Bonine, Bottomley, Briggs, Brunson, Cady, Caplis, Carter,	Mr. Curtis, Dinturff, Drake, Eggleston, Fancher, Garvelink, Gilmore, Gordon, Green, Hewitt,	Mr. E. R. Miller, Morse, Parsons, Rich, Robertson, Rose, Sanderson, Smith, Thompson, West,
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Mr. Climie,
Cobb,

Mr. Hoar,

Mr. Speaker,

34

NAYS.

Mr. Burns,
Edwards,
Fey,
Greusel,
Haire,
Haywood,
Howard,
Hoyt,
Kellogg,
Kipp,
Lamb,
Lewis,
Lockwood,

Mr. Luce,
Markey,
Mitchell,
Noyes,
O'Dell,
Perry,
Pierce,
Robinson,
Scott,
Shaw,
Speed,
Striker,
Van Aken,

Mr. Van Scoy,
A. Walker,
B. Walker,
F. Walker,
J. Walker,
L. Walker,
Walton,
C. W. Watkins,
Welch,
Wheeler,
Withington,
Wixson,
Zimmerman, 39

Senate bill No. 8, entitled

A bill to amend section 61 of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being section 1027 of the compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Caplis,
Carter,
Climie,
Cobb,
Cook,
Curtis,
Dinturff,
Drake,

Mr. Greusel,
Haire,
Haywood,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Kipp,
Knapp,
Lewis,
Lockwood,
Luce,
Markey,
Mitchell,
Morse,
Noyes,

Mr. Rose,
Sanderson,
Scott,
Shaw,
Smith,
Speed,
Striker,
Thompson,
Van Aken,
A. Walker,
B. Walker,
F. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
C. W. Watkins,
E. C. Watkins,

Mr. Edwards, Eggleston, Fancher, Fey, Garvelink, Gilmore, Gordon, Green,	Mr. O'Dell, Parsons, Perry, Pierce, Rich, Ripley, Robinson, Robertson,	Mr. Welch, West, Wheeler, Withington, Wixson, Zimmerman, Speaker,
	NAYS.	78

Mr. Van Scoy, 1

Title agreed to.

Senate bill No. 6, entitled

A bill in relation to challenges of jurors in criminal cases,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. L. Walker moved to amend the bill by striking out, at the beginning of line 2, section 1, the word "an," and inserting in lieu thereof the words "a partial ;"

Which motion prevailed.

Mr. L. Walker moved to further amend the bill by adding thereto the following:

"And provided further, That this act is intended and to be understood as declaratory of what the law now is; not as changing it in any respect;"

Which was not agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley, Bailey, Bartholomew, Bonine, Bottomley, Briggs, Brunson, Buell, Burns, Oady, Carter,	Mr. Greusel, Haire, Haywood, Hewitt, Hoar, Hosner, Howard, Kellogg, Kipp, Lewis, Lockwood,	Mr. Robertson, Rose, Sanderson, Scott, Shaw, Speed, Striker, Thompson, Van Aken, A. Walker, B. Walker,
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Mr. Climie,
Cobb,
Curtis,
Dinturff,
Drake,
Edwards,
Eggleston,
Fey,
Garvelink,
Gordon,
Green,

Mr. Luce,
Markey,
E. R. Miller,
Morse,
O'Dell,
Parsons,
Priest,
Rich,
Ripley,
Robinson,

Mr. F. Walker,
J. Walker,
Warren,
C. W. Watkins,
E. C. Watkins,
West,
Wheeler,
Withington,
Wixson,
Zimmerman,

64

NAYS.

Mr. Cook,
Fancher,
Gilmore,
Hoyt,
Knapp,

Mr. Lamb,
Mitchell,
Noyes,
Perry,
Smith,

Mr. Van Scoy,
L. Walker,
Walton,
Welch,
Speaker,

15

Title agreed to.

The committee on roads and bridges, leave being granted, reported as follows :

The committee on roads and bridges, to whom was referred

A bill to amend sections 2, 3, 4, 5, 6, 7, 8, and 9, of chapter 24, of the compiled laws of 1871, being compiler's sections 1217, 1218, 1219, 1220, 1221, 1222, 1223, and 1224, relating to the assessment of highway taxes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill makes it the duty of the supervisors to assess the highway taxes, instead of the highway commissioners.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges :

The committee on roads and bridges, to whom was referred

A bill to amend sections 1 and 2 of chapter 29, being sec-

tions 1323 and 1324 of the compiled laws of 1871, relative to the liability of townships and corporations neglecting to keep bridges or culverts in repair,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill adds to the present law, put up and maintain good and substantial railings on both sides of bridges and culverts.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

The committee on engrossment and enrollment reported as follows:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills:

1. House bill No. 142, entitled

A bill to amend section 2 of chapter 10, section 12 of chapter 12, and sections 2 and 6 of chapter 13, and to add 4 new sections to chapter 14, of act No. 452 of the session laws of 1869, being "An act to amend and revise an act entitled 'An act to revise the charter of the city of Port Huron,'" approved April 5, 1869;

2. House bill No. 129, entitled

A bill to organize the township of Tilden, in the county of Marquette;

C. D. LUCIE, *Acting Chairman.*

Report accepted.

The House took up the order of

MOTIONS AND RESOLUTIONS.

Mr. Hoyt moved to take from the table

Senate bill No. 62, entitled

A bill to provide for the construction of a State road in the county of Newaygo ;

Which motion prevailed.

On motion of Mr. Hoyt,

The bill was placed on the order of third reading.

Mr. Lamb offered the following :

Resolved, That the use of this hall be tendered to Mrs. Adele M. Hazlett on Tuesday evening, March 25th, for the purpose of giving a lecture upon the subject of female suffrage ;

Which was adopted.

Mr. Lamb offered the following :

WHEREAS, There was a bill presented by Representative Shaw to this House January 26th, 1873, to provide for the taxation of persons, associations, and corporations doing business in this State in running sleeping and palace cars over and upon the several railroads in this State ; and whereas, the bill was referred to the committee on ways and means, and railroads jointly. Therefore be it

Resolved, That the committee on ways and means, and railroads jointly are hereby requested to make report upon the subject in said bill to this House at an early day ;

Which was adopted.

Mr. Shaw moved to take from the table the following resolution :

Be it resolved by this House, That on and after Monday next, until otherwise ordered, there shall be three sessions a day, commencing at 9½ A. M., 2 P. M., and 7½ P. M.

To which was pending an amendment to strike out "9½," and insert "10" in lieu thereof ;

Which motion prevailed.

The question being on agreeing to the amendment,

The same was not agreed to.

The question being on the adoption of the resolution,

Mr. E. R. Miller demanded the yeas and nays.

The demand was seconded, and the resolution was not adopted, by yeas and nays, as follows:

YEAS.

Mr. Bonine,
Briggs,
Carter,
Cook,
Curtis,
Gordon,
Haywood,
Hoar,
Hosner,

Mr. Howard,
Luce,
E. R. Miller,
Mitchell,
Noyes,
O'Dell,
Rich,
Ripley,
Robinson,

Mr. Sanderson,
Shaw,
Smith,
Van Aken,
Van Scoy,
Warren,
C. W. Watkins,
West,
Speaker, 27

NAYS.

Mr. Ackley,
Bailey,
Bartholomew,
Bottomley,
Brunson,
Buell,
Burns,
Cady,
Caplis,
Cobb,
Dinturff,
Drake,
Edwards,
Eggleston,
Fancher,
Fey,
Garvelink,

Mr. Gilmore,
Grant,
Green,
Grensel,
Haire,
Hewitt,
Hoyt,
Kellogg,
Kipp,
Knapp,
Lamb,
Lewis,
Lockwood,
Morse,
Parsons,
Perry,

Mr. Robinson,
Rose,
Speed,
Striker,
Thompson,
A. Walker,
B. Walker,
F. Walker,
J. Walker,
L. Walker,
Walton,
E. C. Watkins,
Welch,
Wheeler,
Withington,
Zimmerman, 49

The Speaker announced as the special committee to examine the bills on the general order, relative to their transfer to the order of third reading, Messrs. Lockwood, Drake, Buell, Burns, Withington, and Briggs.

The Speaker also announced as the special committee to report the number of bill in the hands of the standing committees, Messrs. Warren, C. W. Watkins, and Gilmore.

GENERAL ORDER.

On motion of Mr. E. C. Watkins,

The House went into committee of the whole on the general order,

Mr. Buell in the chair.

After some time spent therein, the committee rose, and through the chairman made the following report :

The committee of the whole have had under consideration the following entitled bill :

1. House bill No. 199, entitled

A bill to amend an act entitled "An act to provide for a uniform assessment of property and for the collection and return of taxes thereon," approved April 6th, 1869, by adding two new sections thereto ;

And have directed their chairman to report the same back to the House with the recommendation that it be re-committed to the committee on ways and means.

The committee of the whole have also had under consideration the following entitled bill :

2. House bill No. 201, entitled

A bill to provide for appeals to the supreme court in certain cases ;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill :

3. House bill No. 177, entitled

A bill to amend section 27 of "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being section 993 of chapter 21 of the compiled laws of 1871 ;

Have made sundry amendments thereto, and have directed

their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

J. L. BUELL, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Lockwood,

The House concurred in the recommendation of the committee relative to the first named bill, and it was recommitted to the committee on ways and means.

The second named bill was placed on the order of third reading.

On motion of Mr. Kipp,

The House concurred in the amendments made to the last named bill by the committee, and it was placed on the order of third reading.

Mr. Hoyt moved that there be a call of the House ;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members were reported absent without leave: Messrs. Rose, Hoar, Eggleston, E. C. Watkins, Knapp, and Thompson.

Mr. J. Walker moved that the House adjourn ;

Which motion did not prevail.

On motion of Mr. Bonine,

The Sergeant-at-Arms was dispatched after the absentees.

Mr. C. W. Watkins moved that all further proceedings under the call be dispensed with ;

Which motion did not prevail.

The Sergeant-at-Arms announced Mr. Rose at the bar of the House.

On motion of Mr. Brunson,

Mr. Rose was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Hoar at the bar of the House.

On motion of Mr. Bottomley,

Mr. Hoar was admitted within the bar, rendered an excuse, and took his seat.

Mr. Hoyt moved that all further proceedings under the call be dispensed with ;

Which motion did not prevail.

Mr. Hosner moved that the House adjourn ;

Which motion did not prevail.

Mr. Buell moved that all further proceedings under the call be dispensed with ;

Which motion did not prevail.

Mr. Sanderson moved that the House adjourn ;

Which motion did not prevail.

On motion of Mr. J. Walker,

All further proceedings under the call were dispensed with.

On motion of Mr. Caplis,

The House took a recess until 7½ o'clock this evening.

—
EVENING SESSION.

7½ o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The hour having arrived for the

SPECIAL ORDER.

On motion of Mr. Hoyt,

The House went into committee of the whole on the special order,

Mr. Luce in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report :

The committee of the whole had under consideration the following resolution :

Resolved (the Senate concurring), That when this House adjourn on Saturday, the 5th day of April next, it be till the first Wednesday in January next, at the hour of two o'clock in the afternoon;

Have stricken out all after the word "Resolved," and have directed their chairman to report that fact to the House, asking concurrence therein.

C. D. LUCE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Kipp,

The House concurred in the action of the committee relative to the resolution, and the word "resolved" was laid on the table.

GENERAL ORDER.

On motion of Mr. Climie,

The House went into committee of the whole on the general order,

Mr. Green in the chair.

After some time spent therein, the committee rose, and through the chairman made the following report:

The committee of the whole have had under consideration the following entitled bill:

House bill No. 202, entitled

A bill to amend section 39 of chapter 245, being section 7590 of the compiled laws of 1871, relative to "Offenses against property;"

And have directed their chairman to report the same back to the House with the recommendation that it be re-committed to the committee on judiciary.

The committee of the whole have also had under consideration the following entitled bill:

House bill No. 203, entitled

A bill to amend section 18 of chapter 178, being section

5266 of the compiled laws of 1871, relative to attachments in justices' courts ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

E. H. GREEN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. O'Dell,

The House concurred in the recommendation of the committee relative to the first named bill, and it was recommitted to the committee on judiciary.

On motion of Mr. Cady,

The House concurred in the amendments made to the second named bill by the committee, and it was placed on the order of third reading.

On motion of Mr. Rose,

The House adjourned.

Lansing, Wednesday, March 19, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Bryant.

Roll called: quorum present.

Absent without leave, Messrs. Thomas, Hertzler, and Breitung.

Mr. Bottomley asked and obtained leave of absence for Mr. Breitung for the day.

Mr. Welch asked and obtained leave of absence for Mr. Hertzler for the day.

Mr. C. W. Watkins asked and obtained leave of absence for Mr. Thomas for the day.

PRESENTATION OF PETITIONS.

By Mr. Lockwood: Remonstrance of A. W. Comstock and 32 others, against the passage of the bill amending the charter of the city of Alpena, so far as relates to the increase of officers' salaries;

Referred to the committee on municipal corporations.

By Mr. Greusel: Petition of Hiram S. Lapham and 17 others, whose farms in the town of Springwells are by the present boundaries cut in two, and who are obliged to pay taxes in both townships, asking to have the same annexed to the town of Springwells;

Referred to the committee on towns and counties.

By Mr. West: Petition of N. Robbins and 39 others, for an appropriation of \$2,000, for securing the service of a State Entomologist;

Referred to the committee on horticulture.

By Mr. Bailey: Petition of Miles Burt and 59 others, of Laingsburg, for the repeal of the charter of said village;

Referred to the committee on municipal corporations.

By Mr. Bartholomew: Petition of Geo. Gansley and 51 others, in favor of the repeal of the prohibitory liquor law, and a constitutional amendment authorizing a license law;

Referred to the committee on State affairs.

By Mr. Bartholomew: Petition of J. Middleton and 19 others, in favor of female suffrage;

Also: Petition of C. C. Darling and 34 others, for the same purpose;

Also: Petition of H. B. Shank and 42 others, for the same purpose;

Also: Petition of Rev. A. Bryant and 29 others, for the same purpose;

Also: Petition of O. W. Hay and 11 others, for the same purpose;

Also; Petition of J. Vinning and 20 others, for the same purpose;

Also : Petition of E. W. Childs and 54 others, for the same purpose ;

Also : Petition of W. Buell and 28 others, for the same purpose ;

Also : Petition of M. A. Goff and 17 others, for the same purpose ;

Referred to the committee on State affairs. 4

REPORTS OF STANDING COMMITTEES.

By the committee on lumber and salt interests :

The committee on lumber and salt interests, to whom was referred

A bill to provide a lien for labor and services upon logs and timber ;

Also :

A bill providing for a lien for labor and services upon logs and timber,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, and without recommendation, and ask to be discharged from the further consideration of the subject.

J. K. LOCKWOOD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cady,

The House concurred in the adoption of the substitute reported by the committee.

On motion of Mr. Hoyt,

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred

A bill to organize union school district of the city of Alpena,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to

the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. J. SPEED, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Cady,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred,

A bill to incorporate the village of L'Anse in the county of Houghton,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. J. SPEED, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Fey,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred Senate bill No. 158, entitled

A bill to provide for perfecting the record of the plat of the village of Fort Gratiot, in St. Clair county,

Respectfully report that they have had the same under con-

sideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

It appears that the record of the plat of the village of Fort Gratiot has been lost or destroyed. The committee see nothing objectionable in the proposed method of restoring the record.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred

A bill to define a legal day's work,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

This bill provides that ten hours shall constitute a legal day's work, with some exceptions.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hoyt,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred Senate bill No. 171, entitled

A bill to amend section 8 of chapter 69 of the compiled laws of 1871, relative to "the manufacture and sale of intoxicating drinks as a beverage,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

The amendments provide, first, for paying prosecuting attorneys, and other attorneys, for prosecuting offenders in the place of the residence of the prosecuting attorney; and second, for removal of a judgment in *certiorari*,—which last the committee think is sufficiently provided for by general laws.

L. WALKER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Hoyt,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on federal relations:

The committee on federal relations, to whom was referred Senate bill No. 125, entitled

A bill to cede jurisdiction to the United States of America over lands to be occupied in the enlargement and improvement of the Saint Mary's Falls Ship Canal, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The reason for such action is that the grant in the bill is necessary for the improvement of said canal now in progress.

J. C. RIPLEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Ripley,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

A bill to incorporate the village of Pierson,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass,

and ask to be discharged from the further consideration of the subject.

J. P. HOYT, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Hoyt,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on railroads :

The committee on railroads, to whom was referred Senate bill No. 50, entitled .

A bill to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation,

Respectfully report that this bill authorizes the Governor, by and with the advice and consent of the Senate, to appoint some suitable person, in no wise connected with any railroad, who shall be styled "*Commissioner of railroads*," and gives him general supervision of the railroads of the State.

He is required to examine into the condition and management of all railroad companies doing business in this State, so far as the same relates to the interests of the public, and ascertain whether said companies comply with the laws now in force. Upon complaint that the track, bridges, or other structures of any railroads are not in a proper condition, or are unsafe for the transportation of passengers and freight, it is made his duty to examine the same, and notify the superintendent or other proper officers of their condition, and what repairs are needed to render them safe. He is also given authority to regulate the rate of speed at which trains shall run over any dangerous or defective place on the road.

He is authorized to call on any county officer or the Attorney General of the State, to aid in prosecuting any railroad company found violating law. It is made his duty to make a full report of his doings, together with such suggestions as he may deem advisable, yearly, to the Governor, which report

shall be laid before the Legislature. These are a few of the features of the bill.

Your committee are unanimous in the opinion that this office, filled by a competent and trustworthy person, would be an advantage to railroad companies themselves, as well as greatly benefit shippers, and conduce to the safety and convenience of the traveling public.

Many real or fancied wrongs and differences between railroad companies and their patrons, would, in the opinion of your committee, be adjusted by the Commissioner without litigation, and habitual violations of law on the part of these corporations, and disregard of the safety and rights of travelers, would not, as in many cases now, go unpunished.

Your committee have made sundry amendments to the bill and have directed me to report the same back to the House with the recommendation that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

E. C. WATKINS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. A. Walker,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on education :

The committee on education, to whom was referred Senate bill No. 105, entitled

A bill to amend section two of act number 387 of the session laws of 1871, entitled "An act to incorporate the public schools of the city of Corunna," approved March 29, 1871,

Respectfully report that the amendment changes the term of office of the trustees from two years to three years, and is desired simply to correct a mistake in the drafting of the original bill.

The committee have directed me to report the same back to

the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. K. WARREN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Warren,

The rules were suspended, and the bill was placed on the order of third reading.

Mr. Hoyt, leave being granted, moved to take from the table House bill No. 251, entitled

A bill to amend an act entitled "An act to revise and amend an act entitled 'An act to revise and amend an act entitled an act to incorporate the city of Bay City,'" approved March 21st, 1865, being act No. 348 of the session laws of this State for the year 1867, as amended by the act amendatory thereof, and to add several new sections thereto ;

Which motion prevailed.

On motion of Mr. Hoyt,

The bill was placed on the order of third reading.

Mr. Climie moved to reconsider the vote by which the House passed Senate bill No. 54, entitled .

A bill to detach certain territory from the town of Taymouth in Saginaw county, and attach the same to the town of Spaulding, in said county ;

Which motion prevailed.

On motion of Mr. Climie,

The bill was recommitted to the committee on towns and counties.

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER, }
Lansing, March 18, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following :

Resolved (the Senate and House concurring), That we, as

representatives of the people of Michigan, hereby express our condemnation of the action of the majority of the late Congress in voting to its members an increase of their pay during the expiring hours of the session, at a time and in a manner to prevent any remonstrance from the people against their action. We applaud the votes of all who opposed the measure, and only regret that they did not refuse to take from the people's treasury the amount of extra pay so voted. Such legislation and action is not what the tax-payers and people of the country demanded or expected, and leads to distrust and dissatisfaction, as a departure from that strict personal and political integrity the people, without respect to party, have a right to expect and demand of their representatives in the National Congress;

Which has passed the Senate and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

On motion of Mr. Withington,

The resolution was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 18, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following joint resolution:

Senate joint resolution No. 15, entitled

Joint resolution authorizing the payment of a State bounty of one hundred dollars to Gilbert M. Hemenway, under an act entitled "An act authorizing the payment of bounties to volunteers in the service of the United States," approved February 5, 1864;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators

elect been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The joint resolution was read a first and second time by its title, and referred to the committee on military affairs.

The Speaker also announced the following :

SENATE CHAMBER, {
Lansing, March 18, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bills :

1. House bill No. 186, entitled

A bill relative to the payment of taxes ;

2. House bill No. 108, entitled

A bill to legalize the tax roll of the township of Bingham, in the county of Clinton, for the year 1872 ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The two named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, {
Lansing, March 18, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 188, entitled

A bill to amend section 1 of act number 120 of session laws

of 1863, it being section 4685 of the compiled laws of 1871, relative to levies of execution on real estate;

2. Senate bill No. 189, entitled

A bill to regulate and define the duties of judges of probate in certain cases;

3. Senate bill No. 190, entitled

A bill to amend section 2 of chapter 240, being section 7478 of the compiled laws of 1871, relative to fees of officers and ministers of justice in criminal cases;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The three named bills were read a first and second time by their titles, and referred to the committee on judiciary.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 18, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill:

House manuscript bill, entitled

A bill to authorize the Bay City and Salzburgh Bridge company to issue bonds to aid in the construction of said bridge company's bridge;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 18, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill :

1. Senate bill No. 173, entitled

A bill to provide additional fees for sheriffs in certain cases ;

2. Senate bill No. 175, entitled

A bill to amend section six of an act entitled “An act to provide for the appointment of a stenographer for the circuit court for the county of Wayne and other counties in this State, and to limit the operations of sections one (1) and four (4) of an act to declare and establish the practice of instructing juries, and in settling the law in cases tried in the circuit courts, approved March 26, 1869,” approved April 2, 1869, being section 5032 of the compiled laws of 1871 ;

3. Senate bill No. 176, entitled

A bill to amend section 127 of chapter 178 of the compiled laws of 1871, being an act relative to courts held by justices of the peace.

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on State affairs.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The third named bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, March 18, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to transmit the following bill :

1. Senate bill No. 191, entitled

A bill to amend section 1 of an act entitled “An act to confirm the record of letters of attorney in certain cases,” approved April 17, 1871, being section 4256 of the compiled laws of 1871 ;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,
JAMES H. STONE,
Secretary of the Senate.

The bill was then read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, March 18, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 178, entitled

A bill to detach certain territory from the township of Blair, in the county of Grand Traverse, and attach the same to the township of Traverse, in said county ;

2. Senate bill No. 180, entitled

A bill to repeal section 3 of an act entitled “An act to authorize the Marquette and Ontonagon Railroad Company to transfer their interest in a portion of their land grant to the L’Anse and Ontonagon Railroad Company, and to facilitate the construction of said road,” approved March 11, 1865 ;

3. Senate bill No. 184, entitled

A bill to amend section 20 of an act entitled “An act to

regulate the manufacture and provide for the inspection of salt," approved March 6th, 1869, being section 1477, chapter 33 of the compiled laws of 1871 ;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on towns and counties.

The second named bill was read a first and second time by its title, and referred to the committees on railroads and public lands jointly.

The third named bill was read a first and second time by its title, and referred to the committee on lumber and salt interests.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 18, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 147, entitled

A bill to amend an act entitled "An act to provide for the draining of swamps, marshes, and other low lands," approved March 22, 1869, by adding two new sections thereto, to be known as sections 34 and 35 ;

2. Senate bill No. 153, entitled

A bill to amend sections 1, 2, and 3 of an act, entitled "An act to provide for an appeal from the board of school inspectors of any school district, to the township board," approved April 5, 1869, being sections 3734, 3735, and 3736, in chapter 136 of the compiled laws of 1871 ;

3. Senate bill No. 155, entitled

A bill to enable the village of New Baltimore, in Macomb county, to erect a school-house from moneys given or devised to the same for that purpose;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The second named bill was read a first and second time by its title, and referred to the committee on education.

The third named bill was read a first and second time by its title, and

On motion of Mr. Noyes,

The rule requiring the second and third reading of bills to be on different days, was suspended, and the bill was placed on the order of third reading.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 18, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 167, entitled

A bill to legalize bounties to certain volunteers credited to the township of Ovid, Clinton county, and to provide for the payment of the same;

2. Senate bill No. 177, entitled

A bill to organize the township of Richmond, in the county of Marquette;

3. Senate bill No. 183, entitled

A bill to amend section 4 of an act entitled "An act to

regulate the manufacture and provide for the inspection of salt," approved March 6th, 1869, being section 1461, chapter 33 of the compiled laws of 1871;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on military affairs.

The second named bill was read a first and second time by its title, and referred to the committee on towns and counties.

The third named bill was read a first and second time by its title, and referred to the committee on lumber and salt interests.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 18, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 75, entitled

A bill to amend section 10 of act number 406 of the session laws of 1869, being an act appropriating non-resident highway taxes in the county of Sanilac for the construction of a certain ditch in said county of Sanilac ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, March 18, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 86, entitled

A bill to amend sections 9 and 10 of an act for the relief of school districts, approved February 7, 1855, being sections 3721, and 3722 of chapter 136 of the compiled laws of 1871 ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, March 18, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House manuscript bill, entitled

A bill to amend section 1 of an act entitled “ An act to revise and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds, and wild fowl,” approved April 3, 1869, being section 2093 of the compiled laws of 1871 ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 18, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 54, entitled

A bill to amend sections 7, 8, 9, 10, 30, 31, 38, 39, 42, 64, 70, and 95, and to repeal section 50 of an act entitled “ An act for the reorganization of the military forces of the State of Michigan,” approved January 18, 1862, being sections 834, 835, 836, 837, 857, 858, 865, 866, 869, 877, 891, 897, and 922, chapter 18, of the compiled laws of 1871, and to add new sections thereto ;

And to inform the House that the Senate has amended the same as follows :

By inserting in line 16 of section 31, after the words “dollars per day ” the following:—“while in actual attendance at meetings of the board ;”

Also: By striking out in line 16 of section 64, the word “by” where it first occurs in said line, and inserting in lieu thereof the word “in ;”

Also: By striking out the word “contract” and inserting in lieu thereof the word “assumpsit ;”

Also: By inserting between the figures “98 ” and the word “every,” at the beginning of section 98, the following: “Officers of the line and staff, and officers and soldiers of every company of the State troops organized under the provisions of section seven of this act, shall provide themselves before being mustered with a suitable and substantial uniform, of a blue color, which shall meet the approval of the Commander-in-chief; and such uniform shall not be worn except upon occasions of duty by proper authority; and as compensation for furnishing themselves uniforms as above provided, every officer and soldier shall be paid the sum of five dollars per year for each and every

year in which he performs duty, which sum shall be paid out of the military fund, in such way and manner as the law prescribes, and in addition thereto ;”

Also: By inserting in line 2 of section 98, after the word “uniform” the words “of United States regulation pattern ;”

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Bonine moved that the House concur in the amendments made to the bill by the Senate ;

Which motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Brunson,
Burns,
Cady,
Caplis,
Climie,
Cobb,
Dinturff,
Edwards,
Eggleston,
Fancher,
Ferguson.

Mr. Fey,
Garvelink,
Grant,
Green,
Greusel,
Hoar,
Hosner,
Lewis,
Markey,
Parsons,
Pierce,
Ripley.

Mr. Shaw,
Smith,
Speed,
Thompson,
Van Scoy,
B. Walker,
F. Walker,
L. Walker,
Walton,
E. C. Watkins,
Wheeler,

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NAYS.

Mr. Bailey,
Bonine,
Bottomley,
Briggs,
Carter,
Curtis,
Drake,
Gilmore,
Gordon,
Haire,
Haywood,
Hewitt,
Howard,
Hoyt,

Mr. Kellogg,
Kipp,
Lamb,
Lockwood,
Luce,
E. R. Miller,
Mitchell,
Morse,
O'Dell,
Perry,
Remer,
Rich,
Robinson,
Robertson,

Mr. Sanderson,
Scott,
Simpson,
Striker,
A. Walker,
J. Walker,
Warren,
C. W. Watkins,
Welch,
West,
Withington,
Wixson,
Zimmerman,
Speaker,

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MESSAGES FROM THE SENATE.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 19, 1878. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 126, entitled

A bill to authorize a Board of Public Works in and for the city of Grand Rapids;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 18, 1878. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 148, entitled

A bill to amend section 2 and section 8 of an act entitled "An act to provide for the inspection of illuminating oils manufactured from petroleum or coal oils," approved April 3, 1869, being sections 1502 and 1508, chapter 33 of the compiled laws of 1871, and to add a new section thereto to stand as section 9;

2. Senate bill No. 168, entitled

A bill to amend section 37 of the revised statutes of 1846, being section 6762 of the compiled laws of A. D. 1871, relative to actions of replevin;

3. Senate bill No. 170, entitled

A bill to amend section sixty (60) of chapter ninety (90) of the revised statutes of 1846, being section five thousand and ninety-six (5096) of the compiled laws of 1871 ;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on public health.

The second and third named bills were read a first and second time by their titles, and referred to the committee on judiciary.

THIRD READING OF BILLS.

Senate bill No. 62, entitled

A bill to provide for the construction of a State road in the county of Newaygo,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Gordon,	Mr. Perry,
Bartholomew,	Grant,	Remer,
Bottomley,	Green,	Rich,
Briggs,	Haire,	Ripley,
Brunson,	Haywood,	Robertson,
Buell,	Hewitt,	Rose,
Burns,	Hoar,	Scott,
Cady,	Hosner,	Shaw,
Caplis,	Hoyt,	Simpson,
Carter,	Kellogg,	Smith,
Climie,	Kipp,	Speed,
Cobb,	Knapp,	Van Aken,
Cook,	Lamb,	Van Scoy,
Dinturff,	Lewis,	Warren,
Drake,	Lockwood,	C. W. Watkins,
Edwards,	Markey,	E. C. Watkins,

Mr. Eggleston,
Ferguson,
Fey,

Mr. Morse,
Noyes,
Parsons,

Mr. Wheeler,
Wixson,

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NAYS.

Mr. Bailey,
Bonine,
Chamberlain,
Curtis,
Fancher,
Garvelink,
Gilmore,
Greusel,
Luce,

Mr. E. R. Miller,
Mitchell,
O'Dell,
Pierce,
Robinson,
Sanderson,
Striker,
Thompson,
A. Walker,

Mr. B. Walker,
F. Walker,
J. Walker,
L. Walker,
Walton,
Welch,
West,
Withington,
Zimmerman, 27

Title agreed to.

On motion of Mr. Wixson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 177, entitled

A bill to amend section 27 of "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being section 993 of chapter 21 of the compiled laws of 1871,

Was read a third time, and, pending the taking of the vote on the passage thereof,

On motion of Mr. Shaw,

The bill was laid on the table.

House bill No. 201, entitled

A bill to provide for appeals to the supreme court in certain cases,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,

Mr. Green,
Greusel,
Haire,
Haywood,
Hewitt,
Hoar,
Hosner,

Mr. Sanderson,
Scott,
Shaw,
Simpson,
Smith,
Speed,
Striker,

Mr. Burns,	Mr. Hoyt,	Mr. Thompson,	
Cady,	Kellogg,	Van Aken,	
Caplis,	Kipp,	Van Scoy,	
Carter,	Knapp,	A. Walker,	
Chamberlain,	Luce,	B. Walker,	
Climie,	Markey,	F. Walker,	
Cobb,	E. R. Miller,	J. Walker,	
Cook,	Mitchell,	L. Walker,	
Curtis,	Morse,	Walton,	
Dinturff,	O'Dell,	Warren,	
Drake,	Parsons,	E. C. Watkins,	
Edwards,	Perry,	Welch,	
Fancher,	Pierce,	West,	
Ferguson,	Remer,	Wheeler,	
Fey,	Rich,	Withington,	
Garvelink,	Ripley,	Wixson,	
Gilmore,	Robinson,	Zimmerman,	
Gordon,	Robertson,	Speaker,	
Grant,	Rose,		76
	NAYS.		

Mr. Lewis, 1

Title agreed to.

On motion of Mr. Grant,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 203, entitled

A bill to amend section 18 of chapter 178, being section 5266 of the compiled laws of 1871, relative to attachments in justices' courts,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. L. Walker moved to amend the bill by striking out the word "a" where it occurs in line 2, section 18 ;

Which motion prevailed.

The bill was then not passed, a majority of all the members elect not voting therefor by yeas and nays, as follows :

YEAS.

Mr. Bartholomew,	Mr. Hosner,	Mr. Robertson,
Bonine,	Hoyt,	Rose,
Briggs,	Kellogg,	Sanderson,

Mr. Brunson,
Cady,
Carter,
Chmie,
Drake,
Edwards,
Ferguson,
Garvelink,
Gilmore,
Gordon,
Green,
Hewitt,
Hoar,

Mr. Kipp,
Knapp,
Lockwood,
Luce,
Markey,
E. R. Miller,
Morse,
Noyes,
O'Dell,
Parsons,
Remer,
Robinson,

Mr. Shaw,
Van Aken,
Van Scoy,
A. Walker,
B. Walker,
F. Walker,
Walton,
Warren,
E. C. Watkins,
Withington,
Wixson,
Speaker,

46

NAYS.

Mr. Ackley,
Bailey,
Bottomley,
Burns,
Chamberlain,
Cobb,
Cook,
Curtis,
Dinturff,
Fancher,
Fey,
Grant,

Mr. Greusel,
Haire,
Haywood,
Lamb,
Lewis,
Mitchell,
Perry,
Pierce,
Rich,
Ripley,
Scott,
Simpson,

Mr. Smith,
Speed,
Striker,
Thompson,
J. Walker,
L. Walker,
C. W. Watkins,
Welch,
West,
Wheeler,
Zimmerman,

35

Senate bill No. 125, entitled

A bill to cede jurisdiction to the United States of America over lands to be occupied in the enlargement and improvement of the St. Mary's Falls Ship Canal, Michigan,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Burns,
Cady,
Caplis,

Mr. Haire,
Haywood,
Hewitt,
Hoar,
Hosner,
Hoyt,
Kellogg,
Kipp,
Knapp,
Lamb,

Mr. Rose,
Sanderson,
Scott,
Shaw,
Simpson,
Smith,
Speed,
Striker,
Thompson,
Van Aken,

Mr. Carter,	Mr. Lewis,	Mr. Van Scoy,	
Chamberlain,	Lockwood,	A. Walker,	
Climie,	Luce,	B. Walker,	
Cobb,	Markey,	F. Walker,	
Cook,	E. R. Miller,	J. Walker,	
Curtis,	Mitchell,	L. Walker,	
Dinturff,	Morse,	Walton,	
Drake,	Noyes,	Warren,	
Edwards,	O'Dell,	C. W. Watkins,	
Fancher,	Parsons,	E. C. Watkins,	
Ferguson,	Perry,	Welch,	
Fey,	Pierce,	West,	
Garvelink,	Renier,	Wheeler,	
Gilmore,	Rich,	Withington,	
Gordon,	Ripley,	Wixson,	
Grant,	Robinson,	Zimmerman,	
Green,	Robertson,	Speaker,	82
Greusel,			0
	NAYS.		

Title agreed to.

On motion of Mr. Hoar,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 200, entitled

A bill to incorporate the village of Pierson,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

YEAS.

Mr. Ackley,	Mr. Haire,	Mr. Rose,
Bartholomew,	Haywood,	Sanderson,
Bonine,	Hoar,	Scott,
Bottomley,	Hosner,	Simpson,
Brunson,	Hoyt,	Smith,
Burns,	Kipp,	Speed,
Cady,	Knapp,	Striker,
Caplis,	Lamb,	Thompson,
Carter,	Lewis,	Van Aken,
Chamberlain,	Lockwood,	Van Scoy,
Climie,	Luce,	A. Walker,
Cobb,	Markey,	B. Walker,
Cook,	E. R. Miller,	F. Walker,
Curtis,	Mitchell,	J. Walker,

Mr. Dinturff,
Edwards,
Fancher,
Ferguson,
Fey,
Garvelink,
Gilmore,
Gordon,
Grant,
Green,
Greusel,

Mr. Morse,
Noyes,
O'Dell,
Parsons.
Perry,
Pierce,
Remer,
Rich,
Robinson,
Robertson,

Mr. Warren,
C.W. Watkins,
E. C. Watkins,
Welch,
West,
Wheeler,
Withington,
Wixson,
Zimmerman,
Speaker,

73

NAYS.

0

Title agreed to.

On motion of Mr. Kellogg,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 105, entitled

A bill to amend section 2 of act No. 387 of the session laws of 1871, entitled "An act to incorporate the public schools of the city of Corunna," approved March 29, 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Burns,
Cady,
Caplis,
Carter,
Chamberlain,
Olimie,
Cobb,
Cook,
Curtis,
Dinturff,
Drake,
Edwards,

Mr. Greusel,
Haire,
Haywood,
Hewitt,
Hoar,
Hosner,
Hoyt,
Kellogg,
Kipp,
Knapp,
Lamb,
Lewis,
Lockwood,
Luce,
Markey,
E. R. Miller,
Mitchell,
Morse,
Noyes,

Mr. Robertson,
Rose,
Sanderson,
Scott,
Shaw,
Smith,
Speed,
Striker,
Thompson,
Van Aken,
A. Walker,
B. Walker,
F. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
C. W. Watkins,
E. C. Watkins,

Mr. Fancher,	Mr. O'Dell,	Mr. Welch,	
Ferguson,	Parsons,	West,	
Fey,	Perry,	Wheeler,	
Garvelink,	Pierce,	Withington,	
Gilmore,	Remer,	Wixson,	
Gordon,	Rich,	Zimmerman,	
Grant,	Ripley,	Speaker,	
Green,	Robinson,		80
	NAYS.		0

Title agreed to.

On motion of Mr. Bailey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 251, entitled

A bill to amend an act entitled "An act to revise and amend an act entitled 'An act to revise and amend an act entitled an act to incorporate the city of Bay City,'" approved March 21st, 1865, being act No. 348 of the session laws of this State for the year 1867, as amended by the act amendatory thereof, and to add several new sections thereto,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Lewis moved to amend the bill as follows:

By striking out of section 1, all after the words "thirty-four" in line 10, and all of lines 11 and 12 up to and including the word "ten," and inserting in lieu thereof the following:—"thence westerly on the line between sections thirty-three and four to the quarter line of said section four in township thirteen north, of range five east; thence southerly on the quarter line of sections four and nine to the center of said section nine;"

Also: By striking out of section 1 all after the word "townships" in line 6, all of line 7, and the words "thirty-four" and "said" in line 8, and insert in lieu thereof the following: "To the quarter line in said section twenty-seven, thence westerly to the center of said section twenty-seven;"

Also: By striking out in section 119, the first two lines, and all in line 3 up to and including the word "city ;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Grant,	Mr. Rose,
Bailey,	Green,	Sanderson,
Bartholomew,	Greusel,	Scott,
Bonine,	Haire,	Shaw,
Bottomley,	Haywood,	Simpson,
Briggs,	Hewitt,	Smith,
Brunson,	Hoar,	Speed,
Burns,	Hosner,	Striker,
Oady,	Hoyt,	Thompson,
Caplis,	Kellogg,	Van Aken,
Carter,	Kipp,	Van Scoy,
Chamberlain,	Knapp,	A. Walker,
Climie,	Lewis,	B. Walker,
Cobb,	Lockwood,	F. Walker,
Cook,	Luce,	L. Walker,
Dinturff,	Markéy,	Walton,
Drake,	Mitchell,	Warren,
Edwards,	Noyes,	E. C. Watkins,
Fancher,	Parsons,	Welch,
Ferguson,	Perry,	West,
Fey,	Pierce,	Wheeler,
Garvelink,	Remer,	Wixson,
Gilmore,	Robinson,	Zimmerman,
Gordon,	Robertson,	Speaker, 72
	NAYS.	0

Title agreed to.

On motion of Mr. Lewis,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 155, entitled

A bill to enable the village of New Baltimore, in Macomb county, to erect a school-house from moneys given or devised to the same for that purpose,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Haire,	Mr. Sanderson,
Bailey,	Haywood,	Scott,
Bartholomew,	Hewitt,	Shaw,
Bottomley,	Hoar,	Smith,
Briggs,	Hosner,	Speed,
Brunson,	Hoyt,	Striker,
Burns,	Kipp,	Thompson,
Cady,	Knapp,	Van Aken,
Caplis,	Lamb,	Van Scoy,
Carter,	Lockwood,	A. Walker,
Chamberlain,	Luce,	B. Walker,
Cobb,	Markey,	F. Walker,
Cook,	E. R. Miller,	J. Walker,
Curtis,	Mitchell,	L. Walker,
Dinturff,	Morse,	Walton,
Edwards,	Noyes,	Warren,
Fancher,	O'Dell,	C. W. Watkins,
Ferguson,	Parsons,	E. C. Watkins,
Fey,	Perry,	Welch,
Garvelink,	Pierce,	West,
Gilmore,	Rich,	Wheeler,
Gordon,	Robinson,	Wixson,
Grant,	Robertson,	Zimmerman,
Green,	Rose,	Speaker,
Greusel,		73

NAYS.

0

Title agreed to.

On motion of Mr. Bottomley,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Cady,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock, P. M.

The House met and was called to order by the Speaker.

Roll called : quorum present.

The House took up the order of

REPORTS OF SPECIAL COMMITTEES.

The select committee appointed to examine the bills on the general order, and report such as may be placed on the order of third reading, recommend that the committee of the whole be discharged from the further consideration of the following bills :

1. Senate bill No. 88, entitled

A bill to amend section 2087 of the compiled laws of 1871, being section 1 of an act entitled "An act to prevent fishing with seines and pound or trap-nets in the small inland lakes and streams in the State of Michigan," approved March 11, 1865 ;

2. Senate bill No. 104, entitled

A bill to repeal act No. 186 of 1871, entitled "An act directing the Secretary of State to provide the electors of this State with uniform ballots on constitutional amendments," approved April 17th, 1871, being section 196 of the compiled laws of 1871 ;

3. Senate bill No. 114, entitled

A bill to authorize the transfer of certain unexpended balances of appropriations heretofore made for the Soldiers' National Cemetery at Gettysburg, and for the Antietam National Cemetery ;

4. House bill No. 207, entitled

A bill authorizing the Hamtramck and Warren Plank Road Company to discontinue a part of their road ;

5. House bill No. 220, entitled

A bill to provide for the appraisal and sale of the balance of section 16, in town 2 north, of range three west, in the county of Eaton ;

6. House bill No. 223, entitled

A bill to legalize the proceedings of the townships of Tawas and Grant, in Iosco county, in aiding in the construction of the Tawas City and Grant plank road ;

7. House bill No. 225, entitled

A bill to amend an act entitled "An act to incorporate the village of New Buffalo," being act No. 419 of the session laws of 1869, and to add a new section thereto ;

8. House bill No. 243, entitled

A bill to authorize a Board of Public Works in and for the city of Port Huron ;

9. House bill No. 261, entitled

A bill to amend an act entitled "An act to incorporate the village of Midland City," approved April 3d, 1869, and acts amendatory thereto ;

10. House bill No. 263, entitled

A bill to provide for the laying out and constructing a State road in the county of Lapeer, State of Michigan, and making an appropriation of non-resident highway taxes to aid in constructing the same.

J. K. LOCKWOOD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Shaw,

The committee of the whole were discharged from the consideration of the several named bills, and they were placed on the order of third reading.

The committee on private corporations, leave being granted, reported as follows :

The committee on private corporations to whom was referred House bill No. 172, entitled

A bill to authorize mining and manufacturing corporations and associations to amend their certificates of organization,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. CAPLIS, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

UNFINISHED BUSINESS,

Being the consideration of the following :

Resolved, (the Senate concurring), That the Legislature of Michigan recognizes with satisfaction and pleasure the fact that both of its Senators and two-thirds of its Representatives in Congress voted against the measure whereby the 42d Congress, against the public sense of propriety and right, increased the salaries of its members at the end of their term of service.

Mr. C. W. Watkins moved to amend the resolution by adding thereto the following :

“And that we denounce, and hereby express our condemnation of the action of Representatives Sutherland and Stoughton, in voting for such increase of salaries.”

Mr. Caplis moved to lay the resolution and amendment on the table ;

Which motion did not prevail.

The question being on agreeing to the amendment,

Mr. Caplis demanded the yeas and nays.

The demand was seconded and the amendment was not agreed to, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Brunson,
Carter,
Chamberlain,
Cobb,
Cook,
Curtis,
Edwards,
Garvelink,
Grant,

Mr. Green,
Greusel,
Hewitt,
Hoyt,
Kellogg,
Kipp,
Lamb,
Luce,
Markey,
Noyes,
O'Dell,
Perry,

Mr. Robinson,
Robertson,
Scott,
Shaw,
Simpson,
Smith,
Van Scoy,
F. Walker,
J. Walker,
C. W. Watkins,
West,

35

NAYS.

Mr. Bottomley,
Briggs,

Mr. Haywood,
Hoar,

Mr. Striker,
Thompson,

Mr. Burns,	Mr. Knapp,	Mr. A. Walker,
Cady,	Lewis,	L. Walker,
Caplis,	Lockwood,	Walton,
Climie,	E. R. Miller,	Warren,
Dinturff,	Morse,	E. C. Watkins,
Drake,	Parsons,	Welch,
Ferguson,	Pierce,	Wheeler,
Gilmore,	Rich,	Wixson,
Gordon,	Sanderson,	Zimmerman,
Haire,	Speed,	Speaker,
Harris,		37

Pending the announcement of the vote,

Mr. Ferguson moved that Mr. Ripley be excused from voting ;

Which motion prevailed.

On motion of Mr. Grant,

The resolution was laid on the table.

Mr. Grant, leave being granted, moved to take from the table the following resolution :

Resolved by the Senate (the House concurring), That we, as representatives of the people of Michigan, hereby express our condemnation of the action of the majority of the late Congress in voting to its members an increase of their pay during the expiring hours of the session, at a time and in a manner to prevent any remonstrance from the people against their action. We applaud the votes of all who opposed the measure, and only regret that they did not refuse to take from the people's treasury the amount of extra pay so voted. Such legislation and action is not what the tax-payers and people of the country demanded or expected, and leads to distrust and dissatisfaction, as a departure from that strict personal and political integrity the people, without respect to party, have a right to expect and demand of their representatives in the National Congress ;

Which motion prevailed.

The resolution was then adopted.

The committee on roads and bridges, leave being granted, reported as follows :

The committee on roads and bridges, to whom was referred
A bill to amend sections 2, 4, 5, and 6, of an act entitled
“An act to provide for laying out and constructing a State
road from the northern terminus of the Ovid and St. Charles
State road northerly, to intersect the St. Louis and Saginaw
plank road, and appropriating certain non-resident highway
taxes for the construction of the same,

Respectfully report that they have had the same under con-
sideration, and have directed me to report the same back to
the House, without amendment, and recommend that it do
pass, and ask to be discharged from the further consideration
of the subject.

This bill enables the commissioner to draw the money
already appropriated by said act.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of
the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred
Senate bill No. 147, entitled

A bill to amend an act entitled “An act to provide for the
draining of swamps, marshes, and other low lands,” approved
March 22, 1869, by adding two new sections thereto, to be
known as sections 34 and 35,

Respectfully report that they have had the same under con-
sideration, and have directed me to report the same back to
the House, and recommend that it be referred to the committee
on drainage.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cady,

The bill was referred to the committee on drainage.

The hour having arrived for the

SPECIAL ORDER,

On motion of Mr. Hoyt,

The House went into committee of the whole on the special order,

Mr. Hewitt in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report :

The committee of the whole had under consideration the following entitled bill :

Senate bill No. 73, entitled

A bill to provide for the appointment of two professors of homeopathy in the department of medicine of the University of Michigan,

Have made no amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

A. HEWITT, *Chairman*.

Report accepted and committee discharged.

The bill was placed on the order of third reading.

GENERAL ORDER.

On motion of Mr. Speed,

The House went into committee of the whole on the general order,

Mr. Briggs in the chair.

After some time spent therein, the committee rose, and through the chairman made the following report :

The committee of the whole have had under consideration the following entitled joint resolutions :

1. House joint resolution No. 5, entitled

Joint resolution authorizing the issue of a patent to Parson King, upon school-land certificate numbered 1883 ;

2. House joint resolution No. 16, entitled

Joint resolution for the relief of Delos A. Blodgett ;

Have made no amendments thereto, and have directed their

chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills :

1. Senate bill No. 71, entitled

A bill to provide for the construction and maintenance of fish ladders, and providing penalties for the violation of the same ;

2. Senate bill No. 9, entitled

A bill to facilitate the collection of recognizances in criminal cases ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills :

3. House bill No. 206, entitled

A bill to amend sections 13 and 16 of an act entitled "An act to provide for the uniform inspection of lumber," approved March 25, 1871, being sections 1521 and 1524, of the compiled laws of 1871 ;

4. House bill No. 208, entitled

A bill to authorize the employes of railroad companies to cut decayed or dangerous trees, standing within a certain distance of either side of their track ;

5. House bill No. 209, entitled

A bill to amend section 1 of an act entitled "An act to provide for the recording of town plats, and for vacating the same in certain cases," approved April 19, 1839, being section 1344, chapter 32 of the compiled laws of 1871 ;

6. House manuscript bill, entitled

A bill to revise the charter of the village of White Hall ;

7. House bill No. 211, entitled

A bill to authorize the Detroit & Prairie Mound Plank Road Company to collect the same tolls as are charged by the

Detroit, Hamtramck & Warren Plank Road Association, and to provide for the discontinuance of part of its road when paved ;

8. House bill No. 215, entitled

A bill to enable agricultural and horticultural societies and horse fairs to extend a more perfect protection to their property, and the property of exhibitors at fairs, and to allow the board of managers to appoint police for that purpose ;

9. House bill No. 216, entitled

A bill to amend sections 35 and 37, chapter 215, relative to certain liens upon personal property, being sections 6823 and 6825 of the compiled laws of 1871 ;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill :

10. Senate bill No. 112, entitled

A bill to provide for the transfer of the insane inmates of the Soldiers' Home at Detroit, to the Insane Asylum at Kalamazoo ;

And have directed their chairman to report the same back to the House, with the recommendation that it be referred to the committee on Insane Asylum.

E. L. BRIGGS, *Chairman.*

Report accepted and committee discharged.

The two named joint resolutions and the third, fourth, fifth, sixth, seventh, eighth, and ninth named bills were placed on the order of third reading.

On motion of Mr. Brunson,

The House concurred in the amendments made to the first two named bills by the committee and they were placed on the order of third reading.

On motion of Mr. Shaw,

The House concurred in the recommendation of the committee relative to the last named bill, and it was recommitted to the committee on Insane Asylum.

The House took up the order of

THIRD READING OF BILLS.

House bill No. 207, entitled

A bill authorizing the Hamtramck & Warren plank road company to discontinue a part of their road,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Green,	Mr. Simpson,
Bailey,	Haire,	Smith,
Bonine,	Harris,	Speed,
Bottomley,	Haywood,	Striker,
Briggs,	Hewitt,	Thompson,
Brunson,	Hoar,	Van Aken,
Burns,	Hosner,	Van Sooy,
Caplis,	Hoyt,	A. Walker,
Carter,	Kellogg,	B. Walker,
Chamberlain,	Kipp,	F. Walker,
Climie,	Lamb,	J. Walker,
Cobb,	Lockwood,	L. Walker,
Cook,	Mitchell,	Walton,
Curtis,	Morse,	Warren,
Dinturff,	O'Dell,	C. W. Watkins,
Drake,	Parsons,	E. C. Watkins,
Edwards,	Perry,	West,
Fancher,	Robertson,	Wheeler,
Garvelink,	Rose,	Wixson,
Gordon,	Sanderson,	Zimmerman,
Grant,	Shaw,	Speaker, 63

NAYS.

Mr. Gensel,	Mr. Pierce,	Mr. Rich,
Markey,		4

Title agreed to.

On motion of Mr. Bottomley,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Cady moved that the House adjourn ;

Which motion did not prevail.

Senate bill No. 114, entitled

A bill to authorize the transfer of certain unexpended bal-

ances of appropriations heretofore made for the “Soldiers’ National Cemetery,” at Gettysburg, and for the “Antietam National Cemetery,”

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.		
Mr. Ackley,	Mr. Greusel,	Mr. Rose,
Bailey,	Haire,	Sanderson,
Bartholomew,	Harris,	Scott,
Bonine,	Haywood,	Shaw,
Bottomley,	Hewitt,	Simpson,
Briggs,	Hoar,	Smith,
Brunson,	Hosner,	Speed,
Burns,	Hoyt,	Striker,
Cady,	Kellogg,	Thompson,
Caplis,	Kipp,	Van Aken,
Carter,	Knapp,	Van Scoy,
Chamberlain,	Lamb,	A. Walker,
Ohmie,	Lewis,	B. Walker,
Cobb,	Lockwood,	F. Walker,
Cook,	Markey,	J. Walker,
Curtis,	E. R. Miller,	L. Walker,
Dinturff,	Mitchell,	Walton,
Drake,	Morse,	Warren,
Edwards,	O'Dell,	C. W. Watkins,
Fancher,	Parsons,	E. C. Watkins,
Ferguson,	Perry,	Welch,
Garvelink,	Pierce,	West,
Gilmore,	Rich,	Wheeler,
Gordon,	Ripley,	Wixson,
Grant,	Robinson,	Zimmerman,
Green,	Robertson,	Speaker,
	NAYS.	78
		0

Title agreed to.

On motion of Mr. Greusel,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 225, entitled

A bill to amend an act entitled “An act to incorporate the village of New Buffalo,” being act No. 419 of the session laws of 1869, and to add a new section thereto,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Greusel,	Mr. Scott,
Bailey,	Haire,	Shaw,
Bartholomew,	Hewitt,	Simpson,
Bonine,	Hoar,	Smith,
Bottomley,	Hoyt,	Speed,
Briggs,	Kellogg,	Striker,
Brunson,	Kipp,	Thompson,
Burns,	Knapp,	Van Aken,
Cady,	Lamb,	Van Scoy,
Caplis,	Lewis,	A. Walker,
Carter,	Lockwood,	B. Walker,
Chamberlain,	Markey,	F. Walker,
Climie,	E. R. Miller,	J. Walker,
Cobb,	Mitchell,	L. Walker,
Cook,	Noyes,	Walton,
Curtis,	O'Dell,	Warren,
Dinturff,	Parsons,	C. W. Watkins,
Edwards,	Perry,	E. C. Watkins,
Fancher,	Pierce,	Welch,
Ferguson,	Rich,	West,
Garvelink,	Robinson,	Wheeler,
Gilmore,	Robertson,	Wixson,
Gordon,	Rose,	Zimmerman,
Grant,	Sanderson,	Speaker,
Green,		

73

NAYS.

0

Title agreed to.

On motion of Mr. Bonine,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

House bill No. 261, entitled

A bill to amend an act entitled "An act to incorporate the village of Midland City," approved April 3d, 1869, and acts amendatory thereto,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Harris,	Mr. Sanderson,
Bailey,	Haywood,	Scott,
Bonine,	Hewitt,	Shaw
Bottomley,	Hoar,	Simpson,
• Briggs,	Hosner,	Smith,
Brunson,	Hoyt,	Striker,
Burns,	Kellogg,	Thompson,
Cady,	Kipp,	Van Aken,
Caplis,	Knapp,	Van Scoy,
Carter,	Lamb,	A. Walker,
Chamberlain,	Lewis,	B. Walker,
Climie,	Lockwood,	F. Walker,
Cobb,	Markey,	J. Walker,
Curtis,	E. R. Miller,	L. Walker,
Dinturff,	Mitchell,	Walton,
Drake,	Noyes,	Warren,
Edwards,	O'Dell,	C. W. Watkins,
Fancher,	Parsons,	E. C. Watkins,
Ferguson,	Perry,	Welch,
Garvelink,	Pierce,	West,
Gordon,	Rich,	Wheeler,
Grant,	Robinson,	Wixson,
Green,	Robertson,	Zimmerman,
Greusel,	Rose,	Speaker,
Haire,		73

NAYS.

0

Title agreed to.

On motion of Mr. Fancher,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Cady,

The House adjourned.

Lansing, Thursday, March 20, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Crosby.

Roll called: quorum present.

Absent without leave: Messrs. Caplis, Howard, Scott, and Warren.

Mr. Lamb asked and obtained leave of absence for Mr. Howard for the day.

Mr. Pierce asked and obtained leave of absence for Mr. Scott for the day.

PRESENTATION OF PETITIONS.

By Mr. Shaw: Petition of O. Johnson and 28 others, that the word "male" may be stricken out of the constitution.

Also: Petition of A. R. Bell and 80 others, for the same purpose;

Referred to the committee on State affairs.

By Mr. West: Remonstrance of A. Sturtevant and 74 others, against the passage of the bill amending the charter of the village of St. Joseph;

Referred to the committee on municipal corporations.

The following is the remonstrance:

To the Honorable the Legislature of the State of Michigan:

The undersigned, inhabitants of the townships of Benton and St. Joseph, in the county of Berrien, having been informed that a bill is now pending before your honorable body, providing for a new charter of incorporation for the village of St. Joseph, in said county, and that said bill extends the boundaries of said village so as to include all the territory between it and the village of Benton Harbor, in said county, most earnestly and respectfully remonstrate and protest against the passage of said act, unless amended, and against the said extension of the said boundaries of the village of St. Joseph, for the following, among many, reasons, to wit:

First. The said territory lies contiguous to the village of Benton Harbor, and is now totally uninhabited, and if it ever shall be settled, will in all probability be settled from that direction, inasmuch as there are no natural obstacles in the way ; whereas, it is separated from the village of St. Joseph by the St. Joseph river, a broad and navigable stream.

Second. The said territory includes the mouth of the Benton Harbor Ship Canal, a public work constructed at a very considerable expense, partly by private subscription and partly by moneys voted, under authority of law, by the township of Benton. In consequence of the construction thereof, the United States authorities have established a port of entry at Benton Harbor, and more than one-half the exports from the mouth of the St. Joseph river have, since its construction, passed through said canal. It has not only been a great convenience to a very large section of country, affording its best means of access to lake navigation, but it has been the principal, if not the sole cause of the building of the said village of Benton Harbor, the very existence of which depends upon its maintenance.

Your petitioners therefore urge, that while they have no objection to any needful or proper amendment of the charter of St. Joseph, or any just or rightful extension of its territory, that any such extension in the direction above referred to is improper, unwise, and a gross infringement of the rights of your petitioners and many others, inasmuch as it would not be a legitimate or natural addition, but would only operate to limit the growth of Benton Harbor in that direction ; and they further most earnestly insist that if, in spite of this remonstrance, the said addition should be made, the full and entire control of the whole of said canal should be secured to the corporation of Benton Harbor, including full power to enlarge, clean out, or deepen the same, for the reason that the maintenance thereof in good order is greatly for the interest of the said corporation, and for the reason that the interests of the people of St.

Joseph would lead them to throw every possible obstacle in the way of its navigation and continuance.

By Mr. Drake: Petition of W. Waldron, Daniel L. Pratt, and 265 others, that the word "male" be stricken from the constitution, where it defines the qualification of voters;

Referred to the committee on State affairs.

By Mr. Sanderson: Petition of H. H. Hubbard and 19 business men of Battle Creek, relative to taxes on insurance companies;

Referred to the committee on insurance.

By Mr. Bonine: Petition of H. A. Chapin and 50 others, relative to taxes on insurance companies;

Referred to the committee on insurance.

By Mr. Simpson: Petition of A. B. Clough and 35 others, for amendments to the prohibitory liquor law;

Referred to the committee on State affairs.

By Mr. Lewis: Petition of M. A. Root and 19 others, against the passage of the bill relative to the protection of members of religious societies in the enjoyment of their civil rights;

Also: Petition of J. Verhoever and 49 others, for the same purpose;

Also: Petition of L. McHugh and 19 others, for the same purpose;

Also: Petition of H. Jurgeon and 64 others, for the same purpose;

Referred to the committee on religious and benevolent societies.

Mr. Grant, leave being granted, offered the following:

Resolved, That the Clerk be instructed to respectfully request of the Senate the return to the House of Senate bill No. 161, entitled

A bill to incorporate the city of Ionia;

Which was adopted.

REPORTS OF STANDING COMMITTEES.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred

Senate bill No. 126, entitled

A bill to authorize a Board of Public Works in and for the city of Grand Rapids,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. J. SPEED, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Briggs,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Bottomley,
Briggs,
Brunson,
Burns,
Cady,
Carter,
Olimie,
Cobb,
Cook,
Curtis,
Dinturff,
Edwards,
Eggleston,
Fancher,
Ferguson,
Fey,

Mr. Harris,
Haywood,
Hewitt,
Hoar,
Hosner,
Hoyt,
Kellogg,
Knapp,
Lamb,
Lewis,
Luce,
Markey,
E. R. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,

Mr. Rose,
Sanderson,
Shaw,
Simpson,
Smith,
Speed,
Striker,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
B. Walker,
F. Walker,
J. Walker,
Walton,
E. C. Watkins,
Welch,
West,
Wheeler,

Mr. Gordon,
Grant,
Green,
Greusel,

Mr. Pierce,^j
Rich,
Robinson,
Robertson,

Mr. Withington,
Wixson,
Zimmerman,
Speaker, 69

NAYS.

6

Title agreed to.

On motion of Mr. Briggs,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on ways and means:

The committee on ways and means, to whom was referred

A bill to amend an act entitled "An act to provide for the uniform assessment of property, and for the collection and return of taxes thereon," being sections 54, 59, 67, 70, 71, 73, 74, 75, 77, 78, 79, 80, 81, 82, 84, 87, 88, 89, 90, 91, 92, 93, 95, 99, 100, 102, 103, 104, 114, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 149, and 162, and to repeal sections 68, 76, 83, 94, 96, 97, 98, 105, 106, 107, 108, 109, 110, 111, 112, 113, and 118, of chapter 21 of the compiled laws of 1871, reciting the corresponding compiler's sections,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask that the bill be printed and referred to the committee of the whole, and ask to be discharged from the further consideration of the subject

Your committee would state that the object of this bill is to disconnect the return, etc., of taxes from the Auditor General's office and establish what is known as the county system.

I. A. FANCHER, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fancher,

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred Senate bill No. 205, entitled

A bill prescribing the duties of the Auditor General in certain cases and his compensation therefor,

Respectfully report that the object of this bill is to obtain a list of the lands earned and patented by railroad companies of this State, and which may be liable to taxation, from the Secretary of the Interior at Washington, and to file copies of such lists with the proper county treasurers.

Your committee have directed me to report the bill back to the House with the recommendation that it do pass, and ask to be discharged from the further consideration of the subject.

C. B. GRANT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Grant,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on ways and means :

The committee on ways and means, to whom was referred Joint resolution for the relief of E. O. Grosvenor and others,

Respectfully report that the object of this resolution and the reasons for its passage are sufficiently set forth in the memorial of E. O. Grosvenor, James Shearer, and Alexander Chapoton, which can be found on page 225 of the journal of the Senate.

Your committee have therefore directed me to report the resolution back to the House with the recommendation that it do pass, and ask to be discharged from the further consideration of the subject.

C. B. GRANT, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on ways and means :

The committee on ways and means, to whom was referred Senate joint resolution No. 4, entitled

Joint resolution proposing an amendment to section 1, article 9 of the constitution of the State, relative to salaries,

Respectfully report that the proposed amendment to the constitution, if adopted, will leave the salaries of the State officers and judges of the several courts to be fixed by the Legislature. The vote at the last election upon the amendment increasing the salaries of the circuit judges was very light and it was defeated by a very small majority. The excitement of a general election, your committee believe, had much to do with this by withdrawing attention from so important a subject. Had the question been properly discussed and brought to the attention of every voter, we believe the amendment would have been adopted. The amendment proposed by this resolution, will give an opportunity to do justice to the State officers as well as the judges, and we think the disposition of the people is to treat all alike. It is certain that some voted against the amendment last November, because it did not do justice to those officers whose salaries were not raised. Already the Deputy Treasurer of the State receives a salary of \$1,500 while the Treasurer himself receives but \$1,000.

The same is true of other State officers, the deputies in all cases receiving more than the officers themselves. The business of the various offices of the State requires the entire time and attention of the officers in charge and their residence at the capital, while formerly, when the present salaries were fixed, the business was small and did not require nearly all their time. The increased cost of living and other circumstances so different when the present constitution was adopted from what they are now, demand an increase of salary for all our State officers. In considering this resolution your committee beg leave to call the attention of the House to the message of Governor Baldwin and the inaugural of Governor Bagley, pages 25 and 35 of the journal.

Your committee have therefore directed their chairman to report the joint resolution back to the House, without amend-

ment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. B. GRANT, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on local taxation :

The committee on local taxation, to whom was referred Senate bill No. 99, entitled

A bill to provide for the payment of certain ditch orders, in the county of Clinton,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PRESTON MITCHELL, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to provide for taxation of copper, for township purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

This bill seeks to bring upon the tax rolls in the Upper Peninsula, one of its principal products, which it is claimed has been withheld from taxation for local purposes.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Harris,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred Senate bill No. 128, entitled

A bill to amend section 7447 of the compiled laws of 1871, relative to fees of justices of the peace,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill gives additional fees where a justice is engaged in a trial for more than one day, viz: one dollar per day.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred Senate bill No. 190, entitled

A bill to amend section 2 of chapter 240, being section 7478 of the compiled laws of 1871, relative to fees of officers and ministers of justice in criminal cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment therefor, recommending that the amendment be concurred in, and that the amendment do pass, and ask to be discharged from the further consideration of the subject.

This bill reduces the fees in criminal cases for officers and ministers of justice to the same price as is now given in civil

cases, and changes also the fees to the decimal system, instead of the old shilling method formerly used.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cady,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred Senate bill No. 168, entitled

A bill to amend section 37 of the revised statutes of 1846, being section 6762 of the compiled laws of 1871, relative to actions of replevin,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill authorizes where there is a discontinuance of a replevin suit for any irregularity by which the merits of the case are not reached, a second writ may be issued.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred Senate bill No. 170, entitled

A bill to amend section sixty of chapter ninety of the revised statutes of 1846, being section five thousand and ninety-six of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the

House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill provides for a certified copy of order or decree, affecting the bill to real estate which should remain in the office of county clerk, to be recorded in the register's office with the same effect as the filing and recording of the original decree required now by law.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred Senate bill No. 175, entitled

A bill to amend section six of an act entitled "An act to provide for the appointment of a stenographer for the circuit court of Wayne county and other counties in this State, and to limit the operations of sections one and four of an act to declare and establish the practice of instructing juries, and in settling the law in cases tried in the circuit courts, approved March 26, 1869," approved April 2, 1869. being section 5032 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

Parties are required to pay in advance one dollar and a half each, for reimbursing the counties for the employment of a stenographer.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties :

The committee on towns and counties, to whom was re-referred House bill No. 272, entitled

A bill to detach a part of the township of Greenfield, Wayne county, Michigan, and attach the same to the township of Springwells,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Greusel,

The House concurred in the amendment made to the bill by the committee.

On motion of Mr. Greusel,

The rules were suspended, and the bill was placed on the order of third reading.

By the committees on railroads and public lands:

The committees on railroads and public lands, to whom was referred Senate bill No. 180, entitled

A bill to repeal section 3 of an act entitled "An act to authorize the Marquette and Ontonagon Railroad Company to transfer their interest in a portion of their land grant to the L'Anse and Ontonagon Railroad Company, and to facilitate the construction of said road," approved March 11, 1865,

Respectfully report that they have had the same under consideration. Section 3 of the act named, which this bill proposes to repeal, exempts the lands of said company from taxation for ten years from the date of the act. Your committee favor taxing these lands, and they have therefore directed me to report the same back to the House, without amend-

ment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. C. WATKINS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to authorize the acceptance of trusts, making the State trustee for insane persons, and to provide for the execution of said trust,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The object of this bill is to authorize the State to accept devises by will in aid of insane persons, whether in insane asylums or jails or poor-houses, and to direct the appropriation thereof.

E. S. EGGLESTON, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary to whom was referred Senate bill No. 118, entitled

A bill to authorize the donation or gift, grant, or devise of money for the care, maintenance, and support of insane persons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

The reason of this recommendation is that your committee have this morning reported in favor of a House bill for the same purpose, which they deem better adapted to the purpose sought than is the Senate bill.

E. S. EGGLESTON, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Striker,

The bill was laid on the table.

By the committee on private corporations:

The committee on private corporations, to whom was referred Senate bill No. 123, entitled

A bill to amend an act entitled "An act to amend an act entitled 'An act to amend an act to incorporate the city of Detroit gas-light company,'" approved March 26, 1867,

Have had the same under consideration, and have directed me to report the same back, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The object of this bill is to increase the amount of the capital stock of the company and the number of directors.

E. S. EGGLESTON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on private corporations:

The committee on private corporations, to whom was referred

A bill to declare copies of certain volumes of the records of the county of St. Joseph, public records,

Have had the same under consideration, and have directed me to report the same back, without amendment, and recommend that the same do pass, and ask to be discharged from the further consideration of the subject.

A large portion of the records of deeds and mortgages of the county of St. Joseph were stolen in the year 1872, and

when recovered some of the volumes were nearly or quite ruined and had to be copied, and the object of this bill is to give those copies the same effect as the original records had under the laws of this State.

E. S. EGGLESTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on University and Normal School:

The committee on University and Normal School, to whom was referred Senate bill No. 122, entitled

A bill making an appropriation for library apparatus and furniture for the State Normal School,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The committee, on investigation, find that the amount asked for in the bill is necessary, as the library is very deficient and the other improvements very essential to convenience and usefulness of the school.

HENRY F. THOMAS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

REPORTS OF SELECT COMMITTEES.

By the special committee on the taxation of railroad lands:

The resolution of this House, passed February 13th, under which this committee was appointed, instructed them to report to this House, whether in their opinion, the Legislature has the right to repeal the general law of 1871, exempting railroad lands from taxation; whether in case of such repeal, all railroad lands which had been earned by railroad companies prior to the passage of the act of 1871, are not subject to immediate

taxation ; and to further report whether in their opinion the constitutional power vests in the Legislature to exempt the granted lands of railroad companies from taxation ; and if such power does exist to report upon the expediency of exempting from taxation the lands of actual settlers within the limits of railroad grants.

Under this resolution four questions are presented for your committee to examine and report upon :

First, Whether or not the Legislature has the right to repeal the law of 1871 exempting railroad lands from taxation ;

Second, Whether or not in case of such repeal all railroad lands which had been earned by railroad companies prior to the passage of the act of 1871, are not subject to immediate taxation ;

Third, Whether in their opinion the *constitutional power* to exempt these granted lands from taxation vests in the Legislature ;

Fourth, If such power does exist, is it expedient to exempt from taxation the lands of actual settlers within the limits of railroad grants ?

The first question to be considered is, "Has the Legislature the right to repeal the general law of 1871, exempting railroad lands from taxation ?"

The answer to this proposition must be obvious. The Legislature has the right undoubtedly ; unless in making the exemption it has made a grant to these railroads, having the qualities and binding character of a contract.

That a grant made by the sovereign power to an individual or a corporation, is a contract in many instances just as binding as any known to the law, there can be no doubt.

Mr. Justice Cooley, in his work upon constitutional limitations, page 274, in defining what a contract is, quotes from the opinion of Chief Justice Marshall, in *Fletcher vs. Peck*, 6, Cranch, 133, which says, "A contract is a compact between two or more parties, and is either executory or executed. An exec-

utory contract is one in which a party binds himself to do or not to do a particular thing. A contract executed is one in which the object of the contract is performed, and this, says Blackstone, differs in nothing from a grant. A contract executed, as well as one that is executory, contains obligations binding on the parties.

A grant, in its own nature, amounts to an extinguishment of the right of the grantor, and implies a contract not to reassert that right. A party is, therefore, always estopped by his own grant.

Mr. Parsons, in his work on contracts, Vol. 3, page 527, in speaking of what are contracts, within the clause respecting the obligation of them says, "It seems to be settled conclusively, that a grant is a contract; executed, it is true, but still a contract; and that it comes within the scope of this provision" (the provision of the federal constitution), "and therefore, if there be a grant in itself valid, any law which is, or permits a direct interference with the enjoyment of the things granted, or a diminution of their value, or any deprivation of the things granted, or of the rights or interests belonging to them, by the grantor, impairs the obligation of the contract."

On page 531 he says, "Thus it has been very solemnly, and we hope authoritatively decided, that a corporation is a person who may take a grant, as well as any individual."

And on page 532 he says "That the charters of private civil corporations,—of which banks, or insurance or turnpike and railroad companies are leading instances,—are contracts protected by this clause in the constitution of the United States, seems to be well settled."

It being understood, then, that a contract is an agreement or compact creating mutual obligations, either express or implied, executed or executory, and that a grant from the sovereign power to an individual or corporation, is such, it remains to be seen, whether the act of 1871, exempting railroad lands from taxation for the time therein specified, is a

contract, and within the prohibition of the constitution of the United States against legislative action impairing contracts.

To determine this question satisfactorily it will be necessary to enter into a thorough examination of all the legislation both federal and state, relating to the granting of these lands to the respective railroads.

These lands were granted to the State of Michigan by act of Congress passed June 3, 1856, to aid in the construction of railroads between certain points named in the act, and provided that the lands should be exclusively applied to the construction of railroads between those points, and should be disposed of only as the work progressed.

Section 3 of this act provided that the lands so granted might be disposed of for said purpose and no other. And such railroads as should accept of such grants should forever be highways for the use of the United States Government, *free from toll or other charge* upon the transportation of any property or troops of the United States.

Section 4 provides that the lands shall only be disposed of in sections of twenty miles, as the roads are completed, and if the road is not completed in ten years the lands shall revert to the United States, except so far as the roads are completed.

The Legislature of this State by an act approved February 14th, 1857, accepted of these lands upon the terms and conditions, and with the restrictions contained in the act of Congress, and in section two of the act designated the railroads by name that should be entitled to take lands under the act of Congress, declaring that they are hereby disposed of, granted to, conferred upon, and vested in the several roads, naming them consecutively.

Section 3 of the act provided that the lands should be applied to no other purpose whatever, and that each and every one of said railroads when completed should be a first-class road in all respects, and in its parts, and the rail thereof, should be the "T" or continuous rail.

Section 4 required that said railroads should be and forever remain public highways, for the use of the government of the United States free from toll or charge upon the transportation of any property or troops of the United States; and that the United States mail should be transported over such railroads under the direction of the postoffice department, at such price as Congress might by law direct.

Section 5 required that each of said railroads should, within sixty days after the passage of the act, severally assent and agree to the provisions and requirements of said act, and that they should file such assent in the office of the Secretary of State.

Section 6 made it the duty of each of said roads, on or before the first day of December then next, to locate the line of its road, and to make complete maps of such line and file copies thereof in the offices of the Governor and Secretary of State of Michigan.

Section 7 provided that each of said companies after, or as often as they should complete twenty miles of their railroad, might sell sixty sections of land and no more, and when the roads should be completed they might sell the remainder of such lands; and concludes, "*and none of the lands hereby granted to said several companies shall be liable to taxation for seven years from the first day of September next; except such parcels thereof as shall be actually sold by said several companies, pursuant to the provisions of this act, or such as shall be improved.*"

Section 12 provided that all such railroad companies should at all times be subject to the laws of this State and such rules and regulations as should from time to time be made in regard to the management and control of said lands: *Provided*, That nothing therein contained should be construed to relinquish the right of the State to any specific tax imposed upon any railroad of this State.

Section 19 provided that each of said companies should com-

plete and put in good running order, twenty continuous miles of its road in each year from and after the first day of December then next; and should complete the whole of their lines of road within seven years from the fifteenth day of November then next.

Section 20 of the act provided that each of said companies, *in consideration of the grants of land and other privileges conferred, should pay into the treasury a specific annual tax of one per cent upon the cost of their respective railroads, which should be in lieu of all other taxes.*

Each of said companies complied with the requirements of sections five and six, and filed their acceptance of the grant, and located their roads, and filed their maps of their lines of road as located.

This grant contains every essential element of a contract, and is in the form and language of a contract; the agreements are mutual and binding upon both parties. The State on the one hand grants the lands and stipulates that they shall not be taxable for seven years from the first day of September, 1857. It farther stipulates that it shall not be construed by any provisions of the grant to have waived its right to levy a specific tax, and in section 20, provides for a specific tax of one per cent, and agrees that it shall be in lien of all other taxes.

The companies on their part *agree with the State*, that their roads shall be and forever remain public highways for the United States, free from toll or other charge upon the transportation of any property or troops of the United States, and to carry the mails of the United States at such prices as Congress shall fix; that they will build first-class roads of "T" or continuous rail; that they will build twenty miles of road in each year, and put the same in complete running order; and relinquish the right to sell one hundred and twenty sections of land upon the completion of each twenty continuous miles of road as provided in the act of Congress, and accept of sixty sections in lieu thereof until the completion of the entire line of road.

The grant stood in this shape until February 14th, 1859, when the Legislature extended the time for building the roads to seven years from December first of that year, and provided that the lands should not be taxed until seven years from the first day of September then next.

At the same session the Legislature repealed section twenty, providing for a specific tax of one per cent in lieu of all other taxes, but left section seven to stand as re-enacted, exempting these lands from taxation until September 1st, 1866.

On the 7th of June, 1864, Congress passed an act by which the lands granted June 3d, 1856, for the purpose of constructing a railroad from Grand Rapids to some point on or near Traverse Bay, were applied to the entire length of the road, from Fort Wayne to some point on or near Traverse Bay, and extending the limits laterally, within which the requisite number of sections of land might be located, and providing against an extension of the time within which that road should be constructed.—*Vol. 13 of U. S. Stat. at large, page 119.*

Subsequently, by an act of Congress, approved March 3d, 1865, the time for the construction of this road was extended eight years from June 3d, 1866.

On March 10th, 1865, the Legislature of this State passed an act granting these lands along the line of the Grand Rapids and Indiana Railroad, to that company, and applied them to the entire road from Fort Wayne to Traverse Bay, and re-enacted the law of 1857, and made it applicable in all its terms, except as amended, to the new grant then made; thus extending the time within which those lands should not be taxed to September 1st, 1873.

But it is said that the Legislature in 1859 repealed section 20 of the act of 1857, stipulating for a specific tax of one per cent upon the cost of the roads, and declaring that this specific tax should be in lieu of all other taxes. The answer to this is, that the repeal of section 20 did not directly, nor by implication, repeal section 7, which provided for the seven-

years exemption, nor did it repeal section 12 of the act of 1857, which provided that nothing in said act contained should be so construed as to relinquish the right of the State to any specific tax imposed upon any railroad company within the State.

So that the contract then stood: These lands shall be exempt from taxation for seven years, but the State may impose the same specific tax that it imposes upon other railroad companies *not owning land grants*, and left them subject to the general railroad law then existing, which provided for a specific tax.

So then, if these deductions are correct, the act of 1857 and the acts amendatory thereof constituted a contract, if such an one can be made by the State, exempting the lands of the Grand Rapids & Indiana Railroad Company from taxation until September 1st, 1873, and the lands of the other railroad companies until September 1st, 1866.

Under this contract some of the roads have completed their entire line of road, and most of the others have completed and have in running order the greater proportion of their lines of roads, and have pushed them far into the wilderness of the north and northwest. At any rate none of them have as yet forfeited their right to the lands granted them.

But to go back a step to the act of the Legislature now more particularly under discussion. In revising the general railroad law in 1871, the Legislature, among other amendments, amended section thirty-seven so as to increase the annual specific tax of railroads, and provided that this should be in lieu of all other taxes except upon real property not necessary for carrying on the ordinary operations of the road: "*Provided*, Only such lands granted to any railroad company shall be liable to local taxation, as are or may be opposite to and coterminous with the constructed portion or portions of said roads respectively: *Provided*, That no such lands shall be subject to taxation until after the expiration of three years from and after the first day of April, in the year of our Lord one thousand eight

hundred and seventy-one, and until after three years from the date of the certificate showing that the lands have been earned by said railroad company, after which said lands shall be taxed as other lands, except as hereinafter provided: *And provided*, That the lands of the several land-grant railroad companies, opposite to and coterminous with their lines as now in operation, shall be taxable in two years from the said first day of April in the year of our Lord one thousand eight hundred and seventy-one."

This provision operates to extend the unexpired limitation of the time within which the lands belonging to the Grand Rapids & Indiana Railroad Company should not be taxed, although it is a new agreement, operating generally upon all railroad companies owning land grants, and operates upon the other companies, not to extend an already existing exemption, but to create a new one.

If the Legislature has the power to make such a contract it undoubtedly has the power, at any time during the existence of the contract, to make any amendment of it which shall be consented to by the other contracting party, or to make an entire new one with the like consent.

While this law was not intended to amend the act of 1857, yet, being a constitutional and valid amendment to the general railroad law of the State, its effect upon the law of 1857 cannot be prevented, and it operates the same as though it was an amendment of the law of 1857 in terms.

Having shown that this is, in form and language, a contract, is it so in fact?—or in other words, has the legislature the power to exempt lands from taxation?

There are certain essential attributes that are inherent and inseparable from every pure sovereignty, and cannot be granted away; such are the police power of a State, the right of eminent domain, and the power of taxation, and any attempt of a State to divest itself of them would be utterly futile and void.

The right of eminent domain, particularly, cannot be bartered or exchanged or compromised, in any way, for any other

right, commodity, or thing, and the State cannot, for a moment, divest itself of it, for the very existence of the State may depend upon it, and the exigency that demands its exercise may arise at any moment. But there is a wide difference between the right of eminent domain and the right of taxation.

The right of the Government to taxation is its right of support, maintenance, or the right to draw from the people, money, or other thing, for its support. Without any organic prohibitory law the Government may take for such purpose either money, property in kind, or services, or for a consideration of any kind valuable to the State, it may release certain property from taxation for such period of time as its judgment may dictate, or it may contract for exemption from taxation with individuals or corporations for an equivalent of any kind,—instance the *modus* in tithes,—and the exemption of property from taxation for a consideration valuable to the Government is in no sense a granting away its right of taxation.

It is simply an agreement or contract by which the State releases the party, for the time being, from the long assessment and the collection of the customary annual tax, in consideration of some other benefit, either executed or executory, which the State derives, or is to derive, in lieu thereof.

There is no constitutional provision of this State requiring that all property shall be taxed, but the designation of the kind and character of property that shall be taxed is confided to the Legislature. It is true that policy would seem to dictate that all property should be taxed, and equally taxed; but the Legislature has seen fit to, and has, exempted certain kinds of property from taxation, such as household furniture not exceeding two hundred and fifty dollars in value; all spinning-wheels, &c., not exceeding fifty dollars in value; all arms, accoutrements, and wearing apparel; the library and school books; all family pictures; fifteen sheep, and their fleeces; two cows, and five swine; fuel and subsistence for the

family for six months; the personal property of all library, benevolent, charitable, and scientific institutions, and such real estate as belongs to, or is leased and actually occupied by them, for the purposes for which they were incorporated; all houses of public worship, with the pews, slips, and furniture therein; the lands on which such houses stand; all parsonages occupied as such; the personal and real estate of infirm persons not able to contribute; and hospitals and asylums, and the lands upon which they stand.

Now in none of the cases enumerated is the grant of exemption entirely spontaneous, without service or duty, or other remunerative consideration, because the benefits to be derived to the State from these institutions, if properly conducted, and fulfilling the object of their organization, is incalculable, and experience has taught the State that its highest and best interests are subserved by encouraging them in every possible way. What would our free institutions, the pride and boast of every American citizen, and the wonder and admiration of the civilized world, be worth to us were it not for proper secular and religious culture.

And yet these are in no sense contracts that can not be abrogated by the State. It is true that these laws are perpetual,—that is, like all laws made with a view to perpetuity,—“but perpetuity is not synonymous with irrevocable;” and the principle upon which all laws (simple laws) ought to be, and the greater part of them have been established, is that of defeasible perpetuity; a perpetuity defeasible by an alteration of the circumstances on which the laws are founded.

There are other instances of exemption that might be named that are entirely spontaneous and without any consideration; but these are exceedingly rare and hardly known, and indeed a legislature must be wholly recreant to its trust, that would knowingly grant an exemption wholly gratuitous, without compensation either past, present, or future.

It is, then, the custom of legislators to grant exemptions that have been time out of mind, considered legal.

The power to make revocable exemptions is then granted, and the question then arises: Has the Legislature power to make an irrevocable exemption?

The answer to this has already been given: It cannot, unless the exemption is in the nature of a contract; or, in other words, unless it is made in consideration of some other commodity, right, or thing, received as an equivalent.

Mr. Justice Cooley, in his work on constitutional limitations, page 280 says, "So far as the power of taxation is concerned, it has been so often decided by the Supreme Court of the United States, though not without remonstrance on the part of the State Courts, that an agreement by a State for a consideration received, or supposed to be received, that certain property, rights, or franchises shall be exempt from taxation, or be taxed only at certain agreed rates, is a contract protected by the constitution, that the question can no longer be considered an open one. In any case, however, there must be a consideration, so that the State can be considered to have received a beneficial equivalent; and if the exemption is made as a privilege only, it may be revoked at any time."

In *Mills vs. Williams*, 11 Iredell's Rep., Pearson J., says: "Some corporations are created by the mere will of the Legislature, there being no other party interested or concerned. To this party a portion of the power of the Legislature is delegated, to be exercised for the general good, and subject at all times to be modified, changed, or annulled. Other corporations are the result of contract. The Legislature is not the only party interested; for although it has a public purpose to accomplish, it chooses to do it by the instrumentality of a second party. These two parties make a contract. The Legislature for and in consideration of certain labor and outlay of money, confers upon the party of the second part the privilege of being a corporation with certain powers and capacities. The expectation of benefit to the public is the moving consideration on one side, that of expected remuneration for the outlay is the consideration on the other. It is a *contract*, and

therefore cannot be modified, changed, or annulled without the consent of both parties."

Judge Cooley says on page 127 of his work: "Legislative acts are sometimes in substance contracts between the State and the party who is to derive some right under them, and they are not the less under the protection of the clause quoted because of having assumed this form. * * * * *

"And it now seems to be settled by the decisions of the Supreme Court of the United States, that a State by contract to that effect, based upon a consideration, may exempt the property of an individual or corporation from taxation for any specified period or permanently. And it is also settled by the same decisions, that where a charter containing exemption or an agreement that the taxes shall be to a specified amount only, *is accepted by the corporators*, the exemption is *presumed to be upon sufficient consideration*, and consequently binding upon the State."

In the *Piqua Bank vs. Knoop*, 16 How., 369, Judge McLean says: "Every valuable privilege given by the charter, and which conduced to an acceptance of it, and an organization under it, *is a contract which cannot be changed by the Legislature* when the power to do so is not reserved in the charter." See also *State of New Jersey vs. Wilson*, 7 Cranch, 164; *McKee vs. Mathis*, 4 Wallis, 143; *Christ Church vs. Philadelphia*, 24 How., 300.

The constitution of this State does not require that all property should be taxed, but confides to the Legislature the right to determine what property shall and what property shall not be taxed.

The constitution of the State of Illinois requires that all property shall be taxed, both of corporations and persons, in proportion to the value of his or her property. Yet in the case of *Hunsaker vs. Wright* 30 Ill. R., 148, the Supreme Court held that this provision did not prevent the Legislature from commuting a tax for an equivalent burthen, and sustained a provision in the charter of the city of Cairo by which

it was exempted from the payment of county taxes in consideration of her taking care of her own poor and paying the expenses of the Circuit Court in the trial of criminal cases arising within her territorial limits.

The constitution of the State of Ohio declares that laws shall be passed taxing by a uniform rate all moneys, credits, investments in bonds, stocks, joint-stock companies, or otherwise; and also, all real and personal estate according to its real value in money.

Yet the same rule prevails as in the State of Illinois, and its courts have decided that with this sweeping provision that all property shall be taxed, it is not unconstitutional to commute a tax for a consideration valuable to the State.

Zanesville vs. Auditor of Muskingum Co., 5th Ohio N.S., 489.

Beside the decisions in the Supreme Court of the United States Judge Cooley cites decisions of ten different States sustaining this doctrine.

The Congress of the United States, by an act approved August 26, 1852, granted to the State of Michigan 750,000 acres of land to aid in the construction of a ship canal around the falls of St. Mary's in said State. The act provided that the lands so granted should be applied to no other use, and that if the canal should not be commenced within three years and should not be completed within ten, the proceeds of the sales should be paid to the United States. The Legislature of Michigan in February, 1853, passed an act appointing commissioners who were authorized to contract with parties to build the canal for these lands, and authorized them to remit all taxes that should be levied upon them for five years. The parties who built the canal and received the lands in payment contracted to sell them. Taxes were levied upon the lands so contracted to be sold, and a *mandamus* was brought in the Supreme Court to compel the Auditor General to receipt for the taxes on said lands.

That the act was unconstitutional was there urged by the late Jacob M. Howard, then Attorney General of the State,

and it was unanimously held by the court that the act was constitutional.

The People vs. Auditor General, 7 Mich., 85.

The question decided in that case is identical with that involved in the act of 1857, granting these lands to the railroad companies, and it would seem as though there ought not to be any question as to the power of the State to make an exemption.

The report of the Senate committee upon this question, after struggling through nine pages of their printed pamphlet, to show that a law exempting lands from taxation in consideration of some real or supposed benefit to the State is unconstitutional, and that the act of 1857, and its amendments, did not constitute a contract between the State and the respective railroad companies therein named, concluded its argument on the tenth page, as follows: "It will be readily seen from the foregoing, that the earned lands, while unimproved, *were exempt from taxation for seven years from September, 1859,* and that the excessive specific tax clause was amended by putting them on the same footing, as to specific taxes with other companies."

"Objection might also be raised to said section two, on account of the peculiar wording of the title of the act in which it is found.

"I cannot see how the proviso in section twelve of the act of 1857, is very material. It simply furnishes a rule of construction if any was needed.

"I am unable to find, in this legislation, any contract exempting the lands from taxation beyond seven years from September, 1859."

The committee, after wading through nine pages of printed matter, fighting against their own convictions and the long settled and well established rule of law, at the close come squarely up to the mark and assert, as the result of their investigation, that their opinion is that the Legislature has the power to exempt property from taxation for a consideration,

and that the act of 1857 and its amendments, did constitute a contract between the State and these companies by which the earned and improved lands of these companies were exempted from taxation for seven years from September, 1859.

Senators Gray and King in their addenda to the report of the committee, on page eleven, "still harping upon my daughter," put this question: "Had the legislature, under the constitution of the State, the power to grant, in addition to the lands mentioned in said act, certain immunities and privileges to the companies accepting the same, by way of exemption from taxation of 3,000,000 acres of lands, for a long series of years for the purpose of further aiding in the building of certain railroads?"

"For what purpose?"

"The answer must be, to aid in the construction of certain railroads.

"If it so aids them the act, etc., making it, is clearly unconstitutional."

And, again, on page fourteen they ask: "May not, and does not, the exemption of railroad lands for a series of years benefit them more than if they were required to pay their taxes as citizens of the State are required to do, and had donated to them ten per cent. on the property of the towns through which their several roads traverse?"

Take one road, and a few figures will quickly answer this question.

On the first day of January, 1871, the Grand Rapids & Indiana railroad company had one hundred and sixty miles of road to build, which, when completed, would have entitled them to nine hundred and sixty sections, or 595,200 acres of land. These lands, valued at ten dollars per acre, would have been worth \$5,952,000; the taxes on this sum at one and one-half per cent would be \$89,712 per annum. These lands are exempted from taxation but three years from the time they are earned, and the State could, under no circumstances, tax them until earned; at this rate, then, those lands would have

earned to the State the sum of \$269,136. But this is an assessment of these lands at their full value, and no property in this State is assessed at more than one-third of its real value, so that they would really bring to the State in three years only \$89,712.

Now, the Grand Rapids & Indiana railroad, to the building of which these lands apply, crosses in whole or in part, south of Grand Traverse county, forty-one townships, the equalized valuation of the taxable property of which, in 1871, was \$19,557,574.00. Ten per cent upon this amount as donation, would be \$1,955,757.40. But nothing said about assessed valuation in the proposition, but ten per cent upon the property are the words used. Treble this and you have \$5,867,272.20 as the proposed donation in lieu of the exempted tax of \$89,712.00.

As to the other propositions submitted that the Legislature in exempting these lands from taxation became a party to or interested in a work of internal improvement, or became engaged in carrying on such a work and thereby violated section eight of article fourteen of the constitution of this State, which says: "The State shall not be a party to, or interested in any work of internal improvement, nor engaged in carrying on any such work, except in the expenditure of grants to the State, of land or other property."

That the State is a party to this contract and engaged in carrying on this work of internal improvement is true, but in a way expressly authorized by the constitution, in the expenditure of a grant of land to aid in the construction of railroads.

No one would pretend for a moment that if this were all, that it would be in violation of the constitution. If it is in violation of the constitution, it must be because the State is interested in the work. In one sense the State is interested in every public improvement calculated to develop its resources and benefit its citizens. This cannot be the kind of interest in public works that is prohibited, because the State is bound to do all in its power to forward the highest and best inter-

ests of its citizens. The interest prohibited must be that kind of interest that induces to invest money in a public work, loan its credit, or in some way become obligated to third parties in a commercial sense in behalf of such work.

Now has the State invested any money in this work, loaned its credit to it, or become obligated to third parties in its behalf? There is no pretense of anything of this kind, but it is said it has exempted their lands from taxation, and this has benefited them; therefore the State is interested in a public work. This is in no sense, as has been before shown, a violation of the constitution.

But this question has already been decided by the Supreme Court of this State in the case of *The People vs. The Auditor General*, already cited, 7 Mich., 85.

The act of Congress of June 3, 1856, granted to the State of Michigan the odd numbered sections of land remaining unsold between certain limits longitudinal and lateral, for the purpose of constructing railroads. The lateral limits were to be determined by the location of the line of the respective roads, and it was provided that in case these roads were not built within ten years from the date of the passage of this act, the lands should revert to the Federal Government; and it made the State government its agent to contract with companies to build the respective railroads; and the act of 1857 is purely a contract made by and between the State, as the agent of the Federal government on the one part, and the respective railroad companies on the other. At the time of the making of this contract, the State was purely an agent and nothing more; it had not then one cent's worth of interest in the lands; it had not the shadow of a title, nor any control over them, except in the direction designated in the act of Congress.

After the several railroad companies had accepted the grant and had located their respective lines of road, and made maps thereof, in accordance with the act, and had filed them, Congress caused to be made certified lists of the lands within the

limits fixed by act of donation, and forwarded them to be filed in the proper State office. Upon the filing of these lists the State became vested with the title as the trustee of the respective railroads, but subject to be defeated by the failure to build the roads within ten years from June 3, 1856.

Thus, it will be seen, that the State had not a particle of interest in these lands at the time of the passage of the act of February 13th, 1857, and has not now, except in the lands which have been actually earned, otherwise than as trustee of the title. She had no power of taxation over them, and could not have until they had been earned, thereby divesting herself of the title to them and exchanging her relation of trustee for that of sovereign. So that in making this contract with these companies, she virtually said: If you will furnish the money necessary for that purpose, and construct these roads and thereby open up this vast wilderness to settlement and make the other portions thereof contributory to the increasing expenses of the State, I will not exercise over you the full rights of a sovereign for a term of years—or, in other words your lands shall be exempt from taxation for a term of years.

In the opinion of Ch. J. Martin, in the case in the 7 Mich., in speaking of the power of the State to exempt those lands from the State he says: "This authority was given and the contract executed while the lands were in a condition in which they could not be taxed; and until such right of taxation had accrued to the State it was not within the scope of either its constitutional or legislative provisions. The State had power to contract with the company to convey the lands after five years, and thus relieve them during that period from taxation; and if it might do this it is difficult to find a reason why it might not so convey them as to secure the same exemption from taxation. In making this contract it acted as trustee of the general government; in the law authorizing the contract it was dealing with the subject of the trust, over which no right of taxation then existed."

If gentlemen had taken time to have examined this decision, it would have saved them so much time spent in elaborating an objection so entirely baseless and without foundation.

Again, on page seventeen of the pamphlet, section one of article fifteen of the constitution is quoted, providing for the formation of corporations by general laws, and that all laws passed pursuant to this section may be altered, amended, or repealed: "As has been well said, what is an act of incorporation? It confers rights, franchises, and privileges on the one hand, and imposes duties, liabilities, and conditions upon the other. Will it be contended that because the right is conferred by one act, and the conditions imposed by another, they have no connection?"

Why this question is put, or upon what it is based, it is impossible to tell. There is certainly nothing in the proposition that corporations may be formed under general laws, and that those general laws may be altered, amended, or repealed, that calls for such a question; or if gentlemen have lost sight of their proposition and gone back to the former argument which they had just closed, there can nothing be found there calling for such a question.

There has been, so far, no legislation shown by which a corporation was formed with rights, franchises, and privileges in one act, and its duties, liabilities, and conditions created and imposed, in another.

Again they ask, "Can the Legislature call into being the skeleton of a corporation by one act, and then by subsequent acts clothe it with fat franchises which no power can thereafter strip off or take away?"

If the Legislature makes a contract with a corporation formed under any general law of this State, and gives for a consideration, privileges, or franchises, however fat, if within the constitutional limits, they cannot be taken until forfeited by the company, as has been already shown by the numerous decisions quoted.

On page fourteen, in discussing the law, the following language is used: "It is not necessary to refer to the decisions of the courts of other States, or of the supreme court of the United States, upon this point (the point then under discussion)." They might have said more; that it was utterly useless to go there for confirmation of their logic.

Again, on page eighteen, they ask: "Is not this a fair construction of said section? That no legislature can make a chartered contract with a railroad corporation, but that all such must be created and aided, if you please, by general laws, and those subject to alteration, amendment, or repeal."

It is a fair construction, subject to the provisions of the constitution of the United States, that no legislature shall pass a law impairing the obligation of contracts, and subject to a like provision in the constitution of the State of Michigan, and subject also to the provisions of the general railroad law of this State, which says: "This act may at any time be altered, amended, or repealed, but such alteration, amendment, or repeal shall not affect the rights of property of companies organized under it."

Why the authors of this pamphlet have seen fit to content themselves with the use of so much of a statute as subserves their purpose and leave out all the qualifying portions of it, I am unable to determine. It is neither ingenious nor ingenuous, and certainly can serve no just purpose.

The argument is closed as follows: "And neither can it be urged that said section (2441) in any sense constitutes a contract.

"It is in the general railroad law of the State, repealable under section 1 of article 15 of the constitution. It is repealable under section 2454 of the same law, which reads: 'This act may at any time be altered, amended, or repealed, etc.; and it is unconstitutional under the decision of the Supreme Court in case of the East Saginaw Manufacturing Company vs. the City of East Saginaw *et al.*, 19 Mich. Reports, 359."

Here again a garbled quotation of the general railroad law is made, leaving out all of the qualifying clause declaring that such alteration, etc., shall not affect the rights of property of companies organized under it.

They declare also that it is unconstitutional under the decision of the Supreme Court in the case in 19th Mich., 359, but do not see fit to cite any part of that decision that declares such an act to be unconstitutional, nor do they deduce any principle from the case that is applicable to such an act, and for the very good reason that no such principle is laid down in it.

On the contrary, the case holds in clear and unmistakable terms, that cannot be tortured or twisted to mean anything else, that a grant of exemption from taxes for a real or supposed consideration to the State is binding upon the State, and quotes with approval the language of Mr. Justice McLean, on page 283, as follows: "Referring to the argument that the State cannot barter away any part of its sovereignty, he says: 'No one ever contended that it could. A State, in granting privileges to a bank, with a view of affording a sound currency, or of advancing any policy connected with the public interest, exercises its sovereignty, and for a public purpose, of which it is the exclusive judge. Under such circumstances, a contract made for a specific tax, as in the case before us, is binding. This tax continues, although all other banks should be exempted from taxation. Having the power to make the contract, and rights becoming vested under it, it can no more be disregarded nor set aside by a subsequent Legislature than a grant of land. This act, so far from parting with any portion of sovereignty, is an exercise of it. Can any one deny this power to the Legislature? Has it not the right to select the objects of taxation and determine the amount? To deny either of these is take away State sovereignty.'"

And again on page 235, he quotes the case of *Mathias vs McGee*, 4th Wal. 143, as follows: "In this case it appeared that

swamp lands had been granted by the United States to the State of Arkansas, the proceeds of which, by the terms of the grant, were to be applied to the drainage of the lands. The State, in order to promote their drainage and sale, passed an act, by way of encouraging purchasers, that the lands should be exempt from taxation for the term of ten years, and issued scrip receivable in payment for them. A repeal of the act, so as to affect either the lands sold or the scrip previously issued, was held unconstitutional. We do not doubt in the least the correctness of this decision. The legislative act was a step in the performance of the condition attached to the congressional grant, *and the lands had never become a part of the taxable property of the State, except subject to the performance of the condition.*"

This last case is on all fours with the one under consideration, and it would be difficult to make one more similar in all its features; and what Judge Cooley says of that, may equally well be said of this: "The legislative act was a step in the performance of the condition attached to the congressional grant, and the lands had not become a part of the taxable property of the State."

If any faith is to be put in the decision of the Supreme Court of the United States, and of our own State in particular, the conclusion is irresistible that the act of 1871, with its provisos, constitutes an irrepealable contract.

Having arrived at this conclusion, nothing need be said upon the other proposition.

E. S. EGGLESTON.

Report accepted.

By the committee to investigate charges against Hon. A. H. Giddings, judge of the fourteenth judicial circuit:

Your committee, appointed to investigate certain charges of drunkenness preferred against Augustine H. Giddings, judge of the fourteenth judicial circuit, respectfully submit the following report:

The charges against Judge Giddings are contained in memorials and petitions praying for his removal from office by citizens of the counties of Osceola, Ottawa, Lake, Mecosta, and Muskegon, all in the fourteenth circuit, which said memorials and petitions were duly referred to your committee by this House.

Remonstrances from citizens of the counties of Ottawa, Muskegon, Oceana, Newaygo, Mecosta, and Lake, all in said fourteenth circuit, protesting against his removal, as well as similar protests from the bar of Grand Rapids, Kalamazoo, and Flint, were also referred to your committee.

For the purposes of inquiry, witnesses were summoned as follows: From Muskegon county, two; from Ottawa county two; from Mecosta county, two; from Osceola county, two, and from Lake county, one, all of whom were examined on oath, touching their knowledge of the truth of the charges aforesaid. Their testimony was carefully reported by a stenographer employed by your committee for that purpose, and the same is herewith submitted with this report,

Judge Giddings having been notified by your committee, was present in person during the investigation, and improved the opportunity afforded him for cross-examination of witnesses.

The testimony taken, as well as the voluntary admissions of Judge Giddings, shows that the petitioners had cause for complaint; yet the showing, as made by the testimony and admissions aforesaid, is not, in our opinion, sufficiently strong to warrant us in recommending the adoption of a resolution for his removal from office.

All of which is respectfully submitted.

E. O. ROSE, *Chairman.*

JAMES CAPLIS,

C. B. GRANT,

T. S. COBB,

J. C. BRUNSON.

Report accepted and committee discharged.

MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,
Lansing, March 18, 1873. }

To the House of Representatives:

I have this day signed, approved, and deposited in the office of the Secretary of State, the following:

1. An act to discontinue that portion of a certain State road running across the southeast quarter of section twenty-one in township No. 9 north, of range No. 10 west;
2. An act to authorize the "Grand Rapids Orphan Asylum" to convey and transfer its property and concerns to the "Union Benevolent Association," of Grand Rapids;
3. An act to change the name of the First Methodist Episcopal Church Society in the city of Grand Rapids;
4. An act to organize the township of Tilden, in the county of Marquette.

JOHN J. BAGLEY.

The message was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, March 20, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House, Senate bill No. 161, entitled

A bill to incorporate the city of Ionia,

In accordance with a request this day received from the House.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Grant moved that rule 34 of the House relative to the time in which a motion to reconsider may be made, be suspended;

Which motion prevailed.

On motion of Mr. Grant,

The vote by which the House passed the bill was reconsidered.

The question recurring on the passage of the bill,

Mr. Grant moved to amend the bill as follows:

First. By striking out section four, and inserting in lieu thereof the following:

Sec. 4. The following officers shall be elected by the electors of said city: One mayor, one clerk, one treasurer, two supervisors, who shall be *ex-officio* assessors, one collector, four justices of the peace, four constables, and eight aldermen: *Provided*, That the first election held the first Monday in April one thousand eight hundred and seventy-three under this charter, the mayor, clerk, treasurer, two supervisors collector, four aldermen, and four constables shall be elected for one year, and four aldermen for two years, and four justices of the peace: *And provided further*, That the common council shall within five days after the said election notify the said justices of the peace elect, to appear at a certain time and place to be specified in said notice, at which time the said justices of the peace elect shall cast lots for the term of office they shall respectively hold. Said justices of the peace may qualify and enter upon the duties of their office immediately. The following officers shall be appointed by the common council: One city attorney, one health physician, fire wardens, pound masters, inspectors and measurers of firewood, one commissioner of cemeteries, one marshal, and such a police force as may be necessary, and such other officers, assistants, and agents as may be authorized by prior resolution of the common council.

Second. By striking out section 63, and inserting in lieu thereof the following, to stand as section 63:

Section 63. All town officers of the township of Ionia residing within said city shall continue to discharge all the duties of such officers until their successors shall be elected and quali-

fied. The next township meeting for the township of Ionia shall be held at the school-house known as the Prairie Creek school-house, situated on section twenty in the said township of Ionia.

Third. By striking out section 64, and inserting in lieu thereof the following, to stand as section 64:

Section 64. The township clerk of the township of Ionia shall deliver to the clerk of said city, as soon as he shall be elected and qualified, all the chattel mortgages upon the property within the limits of said city, with a book containing the entry of the same; and all personal mortgages upon property in said city shall hereafter be filed with said city clerk.

Fourth. To amend by striking out sections 65 and 66.

Fifth. To amend the numbers of sections 67, 68, 69, and 70, so that they shall stand as sections 65, 66, 67, and 68;

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Harris,	Mr. Rose,
Bailey,	Haywood,	Sanderson,
Bartholomew,	Hewitt,	Shaw,
Bonine,	Hoar,	Smith,
Brunson,	Hoyt,	Speed,
Burns,	Kipp,	Striker,
Cady,	Knapp,	Thomas,
Carter,	Lamb,	Thompson,
Chamberlain,	Lewis,	Van Aken,
Climie,	Luce,	A. Walker,
Cobb,	Markey,	B. Walker,
Cook,	E. R. Miller,	F. Walker,
Dinturff,	Mitchell,	J. Walker,
Drake,	Noyes,	L. Walker,
Edwards,	O'Dell,	Walton,
Fancher,	Parsons,	Warren,
Ferguson,	Perry,	C. W. Watkins,
Garvelink,	Pierce,	E. C. Watkins,
Gilmore,	Remer,	West,
Gordon,	Rich,	Wheeler,
Grant,	Ripley,	Withington,

Mr. Green, Greusel, Haire,	Mr. Robinson, Robertson,	Mr. Wixson, Speaker,	70
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NAYS.

Mr. Kellogg,	1
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Title agreed to.

On motion of Mr. Grant,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 19, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 179, entitled

A bill to amend section 15 of act No. 175 of the laws of 1851, entitled “An act to provide for holding general and special elections,” approved June 27th, 1851, being section 46 of the compiled laws of 1871;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on elections.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 18, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 76, entitled

A bill to amend section 97 of an act entitled “An act to

provide for the uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being section 1063 of chapter 21 of the compiled laws of 1871,

And to inform the House that the Senate has amended the same by striking out in line 3 of section 1, the words, "of chapter twenty-one;" and has also amended the title of the same by striking out the words, "of chapter twenty-one;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Bottomley moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Burns,
Cady,
Carter,
Chamberlain,
Climie,
Cobb,
Cook,
Dinturff,
Drake,
Edwards,
Fancher,
Ferguson,
Fey,
Garvelink,

Mr. Green,
Greusel,
Harris,
Haywood,
Hewitt,
Hoyt,
Kellogg,
Kipp,
Knapp,
Lamb,
Lewis,
Luce,
Markey,
E. R. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Pierce,
Remer,

Mr. Robinson,
Robertson,
Rose,
Sanderson,
Shaw,
Simpson,
Striker,
Thomas,
Thompson,
Van Aken,
A. Walker,
B. Walker,
F. Walker,
Walton,
Warren,
C. W. Watkins,
E. C. Watkins,
West,
Wheeler,
Withington,
Wixson,

Mr. Gilmore, Grant,	Mr. Rich, Ripley,	Mr. Zimmerman, Speaker,	69
NAYS.			0

The title, as amended, was then agreed to.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

THIRD READING OF BILLS.

Senate bill No 73, entitled

A bill to provide for the appointment of two professors of homeopathy in the department of medicine in the University of Michigan,

Being under consideration,

Mr. Gilmore, leave being granted, offered the following :

Resolved, That a committee of five be appointed, with instructions to visit the University, make such investigations as they deem desirable, and report to this House what "pathy," if any, is taught there, and what action, if any, is necessary in order to secure a medical education to every student who may desire to attend there, whether he inclines to the homeopathic theory of medicine or any other.

And be it further resolved, That said committee be instructed to report to this House as soon as Tuesday next, and that until said report is submitted all action on Senate bill No. 73, relative to the appointment of two professors of homeopathy in the department of medicine of the University of Michigan be postponed ;

Pending which,

On motion of Mr. Greusel,

The House took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock, P. M.

The House met and was called to order by the Speaker.

Roll called : quorum present.

The House resumed the order of

THIRD READING OF BILLS.

The question recurring on the adoption of the following resolution:

Resolved, That a committee of five be appointed with instructions to visit the University, make such investigations as they deem desirable, and report to this House what "pathy" if any, is taught there, and what action, if any, is necessary in order to secure a medical education to every student who may desire to attend there, whether he incline to homeopathic theory of medicine or any other.

And be it further resolved, That said committee be instructed to report to this House as soon as Tuesday next, and that until said report is submitted all action on Senate bill No. 73, relative to the appointment of two professors of homeopathy in the department of medicine in the University of Michigan, be postponed,

Mr. Edwards demanded the yeas and nays.

The demand was seconded.

Mr. E. R. Miller demanded the previous question.

The demand was seconded and the main question ordered.

The roll was then called and the resolution was then adopted, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Gilmore,	Mr. Robertson,
Bartholomew,	Grant,	Smith,
Bonine,	Haire,	Striker,
Bottomley,	Harris,	Thomas,
Briggs,	Hoar,	Thompson,
Buell,	Hosner,	A. Walker,
Burns,	Kipp,	F. Walker,
Caplis,	Lewis,	L. Walker,
Carter,	E. R. Miller,	Walton,
Chamberlain,	O'Dell,	Warren,
Cobb,	Parsons,	C. W. Watkins,
Cook,	Perry,	E. C. Watkins,
Fancher,	Renier,	Withington,
Ferguson,	Rich,	Zimmerman,
Fey,	Ripley,	Speaker, 45

NAYS.

Mr. Bailey,	Mr. Hewitt,	Mr. Rose,
Brunson,	Howard,	Sanderson,
Cady,	Hoyt,	Sessions,
Climie,	Kellogg,	Shaw,
Curtis,	Knapp,	Simpson,
Dinturff,	Lamb,	Van Aken,
Drake,	Luce,	Van Scoy,
Edwards,	Markey,	B. Walker,
Garvelink,	Mitchell,	J. Walker,
Gordon,	Morse,	Welch,
Green,	Noyes,	West,
Greusel,	Pierce,	Wheeler,
Haywood,	Robinson,	Wixson,

39

On motion of Mr. Fancher,

Senate bill No. 73, entitled

A bill to provide for the appointment of two professors of homeopathy in the department of medicine of the University of Michigan,

In regard to which action was suspended by the adoption of the above resolution, was laid on the table.

House bill No. 243, entitled

A bill to authorize a board of public works in and for the city of Port Huron,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Howard moved to amend the bill by striking out in line 2, section 1, the words "one from each ward;" also, by inserting in line 3, section 20, after the word "of" at end of line, the words "said board;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Green,	Mr. Robertson,
Bailey,	Greusel,	Rose,
Bartholomew,	Haire,	Sanderson,
Bonine,	Harris,	Sessions,
Bottomley,	Haywood,	Shaw,

Mr. Briggs,	Mr. Hewitt,	Mr. Simpson,	
Brunson,	Hoar,	Smith,	
Buell,	Hosner,	Striker,	
Burns,	Howard,	Thomas,	
Cady,	Hoyt,	Thompson,	
Caplis,	Kellogg,	Van Aken,	
Carter,	Kipp,	Van Scoy,	
Chamberlain,	Knapp,	A. Walker,	
Climie,	Luce,	B. Walker,	
Cobb,	Markey,	F. Walker,	
Cook,	E. R. Miller,	J. Walker,	
Curtis,	Mitchell,	L. Walker,	
Dinturff,	Morse,	Walton,	
Drake,	Noyes,	Warren,	
Edwards,	O'Dell,	E. C. Watkins,	
Fancher,	Parsons,	Welch,	
Ferguson,	Perry,	West,	
Fey,	Priest,	Wheeler,	
Garvelink,	Remer,	Withington,	
Gilmore,	Rich,	Zimmerman,	
Gordon,	Ripley,	Speaker,	80
Grant,	Robinson,		0
	NAYS.		

Title agreed to.

On motion of Mr. Howard,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 88, entitled

A bill to amend section 2087 of the compiled laws of 1871, being section 1 of an act entitled "An act to prevent fishing with seines and pound or trap-nets in the small inland lakes and streams in the State of Michigan," approved March 11, 1865,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Edwards,	Mr. Parsons,
Bailey,	Ferguson,	Robinson,
Bartholomew,	Fey,	Robertson,
Bonine,	Garvelink,	Sanderson,
Bottomley,	Gordon,	Sessions,
Briggs,	Grant,	Shaw,

Mr. Buell, Burns, Cady, Carter, Chamberlain, Climie, Cobb, Cook, Curtis, Dinturff, Drake,	Mr. Harris, Haywood, Hoar, Hoyt, Kellogg, Kipp, Knapp, Lewis, E. R. Miller, Mitchell, Noyes,	Mr. Spced, Van Aken, A. Walker, F. Walker, J. Walker, Warren, E. C. Watkins, Wheeler, Withington, Wixson, Zimmerman, 51
NAYS.		

Mr. Brunson, Fancher, Gilmore, Green, Greusel, Hewitt, Hosner, Howard, Luce, Markey,	Mr. Morse, O'Dell, Perry, Pierce, Remer, Rich, Ripley, Rose, Simpson,	Mr. Smith, Striker, Thompson, Van Scoy, B. Walker, L. Walker, Walton, Welch, West,
28		

Title agreed to.

House bill No. 263, entitled

A bill to provide for the laying out and constructing a State road in the county of Lapeer, State of Michigan, and making an appropriation of non-resident highway taxes to aid in constructing the same,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Ripley moved to amend the bill by striking out the word “recover,” in line 1, section 7, and inserting in lieu thereof the word “receive ;”

Which was agreed to.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley, Bartholomew, Brunson,	Mr. Green, Haywood, Hoar,	Mr. Perry, Remer, Robertson,
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Mr. Buell,
Burns,
Cady,
Cook,
Drake,
Ferguson,
Fey,
Gordon,

Mr. Hosner,
Hoyt,
Kipp,
Knapp,
Lewis,
Mitchell,
Morse,
Parsons,

Mr. Rose,
Shaw,
Speed,
Striker,
Van Aken,
Wheeler,
Wixson,

32

NAYS.

Mr. Bailey,
Bonine,
Bottomley,
Carter,
Chamberlain,
Climie,
Curtis,
Dinturff,
Edwards,
Fancher,
Garvelink,
Gilmore,
Grant,
Greusel,

Mr. Haire,
Hewitt,
Howard,
Kellogg,
Luce,
Markey,
E. R. Miller,
O'Dell,
Pierce,
Ripley,
Robinson,
Sanderson,
Sessions,
Smith,

Mr. Thompson,
Van Sney,
A. Walker,
B. Walker,
F. Walker,
J. Walker,
L. Walker,
Walton.
C. W. Watkins,
E. C. Watkins,
Welch,
West,
Withington,
Zimmerman, 42

The Sergeant-at-Arms announced the Private Secretary of the Governor, who transmitted to the House a message from his Excellency, in writing.

Senate bill No. 104, entitled

A bill to repeal act No. 186 of 1871, entitled "An act directing the Secretary of State to provide the electors of this State with uniform ballots on constitutional amendments," approved April 17th, 1871, being section 196 of the compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,

Mr. Haywood,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,

Mr. Sanderson,
Sessions,
Shaw,
Simpson,
Smith,
Speed,
Striker,

Mr. Oady, Caplis, Carter, Chamberlain, Climie, Cobb, Cook, Dinturff, Drake, Edwards, Fancher, Ferguson, Fey, Garvelink, Gordon, Green, Greusel, Harris,	Mr. Kipp, Knapp, Lewis, Luce, Markey, E. R. Miller, Mitchell, Morse, O'Dell, Parsons, Perry, Pierce, Remer, Rich, Ripley, Robinson, Robertson, Rose,	Mr. Thomas, Van Aken, Van Scoy, A. Walker, B. Walker, F. Walker, J. Walker, L. Walker, Walton, Warren, C. W. Watkins, E. C. Watkins, West, Wheeler, Withington, Wixson, Zimmerman, Speaker,
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75

NAYS.

Mr. Bailey, Bartholomew,	Mr. Gilmore, Grant,	Mr. Haire, Thompson,
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6

Title agreed to.

On motion of Mr. Buell,

The House took up the order of

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER, {

Lansing, March 18, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the follow-

ing bill :

House bill No. 193, entitled

A bill to authorize and empower the Board of Control of

State swamp lands, to make an appropriation of State swamp

lands to aid in the construction of a railroad from the Straits

of Macknaw to Marquette Harbor, on Lake Superior ;

And to inform the House that the Senate has amended the

same by striking out of line 5, of section 2, the word “Mar-

quette,” and also the word “and” after the word “Obippewa,”

and inserting after the word "Schoolcraft" the following: "and not to exceed one hundred sections in the county of Marquette ;"

Also, by striking out in line 9 of section 3 the word "shall," and inserting in lieu thereof, "may if they shall deem it for the best interests of the State ;"

In the passage of which, as thus amended, the Senate has concurred by a two-thirds vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Buell moved that the House concur in the amendments made to the bill by the Senate ;

Which motion prevailed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Caplis,
Carter,
Climie,
Cobb,
Cook,
Dinturff,
Drake,
Edwards,
Eggleston,
Fancher,
Ferguson,
Fey,
Gilmore,
Gordon,

Mr. Haire,
Harris,
Haywood,
Hewitt,
Hoar,
Howard,
Hoyt,
Kellogg,
Kipp,
Knapp,
Lewis,
Markey,
E. R. Miller,
Mitchell,
Morse,
O'Dell,
Parsons,
Perry,
Pierce,
Remer,
Rich,
Ripley,

Mr. Sessions,
Shaw,
Simpson,
Smith,
Speed,
Striker,
Thompson,
Van Scoy,
A. Walker,
B. Walker,
F. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
C. W. Watkins,
E. C. Watkins,
Welch,
West,
Wheeler,
Withington,
Wixson,

Mr. Grant, Green, Greusel,	Mr. Robinson, Robertson, Rose,	Mr. Zimmerman, Speaker,	74
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NAYS. 0

Mr. Bailey, Chamberlain,	Mr. Curtis, Garvelink,	Mr. Luce, Van Aken,	6
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The bill was referred to the committee on engrossment and enrollment, for enrollment.

The House resumed the order of

THIRD READING OF BILLS.

House bill No. 220, entitled

A bill to provide for the appraisal and sale of the balance of section 16, in town 2 north, of range 3 west, in the county of Eaton,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Briggs moved to amend the bill by striking out in line 3, section 1, all after the word "appraise" to and including the word "subdivision," and inserting in lieu thereof the words "by legal subdivision, that portion remaining unsold;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley, Bailey, Bartholomew, Bonine, Bottomley, Briggs, Brunson, Burns, Cady, Caplis, Carter, Climie, Cobb, Cook,	Mr. Greusel, Haire, Harris, Haywood, Hewitt, Hoar, Hosner, Howard, Kellogg, Kipp, Knapp, Lamb, Lewis, Luce,	Mr. Sanderson, Sessions, Shaw, Simpson, Smith, Speed, Striker, Thomas, Thompson, Van Scoy, A. Walker, B. Walker, F. Walker, J. Walker,
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Mr. Curtis,
Dinturff,
Drake,
Edwards,
Eggleston,
Fancher,
Ferguson,
Fey,
Garvelink,
Gordon,
Green,

Mr. Markey,
E. R. Miller,
Mitchell,
Morse,
O'Dell,
Parsons,
Pierce,
Remer,
Robinson,
Robertson,
Rose,

Mr. L. Walker,
Warren,
C. W. Watkins,
E. C. Watkins,
Welch,
West,
Wheeler,
Withington,
Wixson,
Zimmerman,
Speaker, 75

NAYS.

Mr. Hoyt,

Mr. Van Aken,

2

Title agreed to.

On motion of Mr. Shaw,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House joint resolution No. 16, entitled

Joint resolution for the relief of Delos A. Blodgett,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Briggs,
Brunson,
Burns,
Cady,
Curtis,
Eggleston,
Gilmore,
Gordon,

Mr. Haywood,
Hosner,
Lewis,
E. R. Miller,
Mitchell,
Noyes,
Remer,
Rose,

Mr. Shaw,
Smith,
Speed,
Striker,
Thomas,
B. Walker,
E. C. Watkins, 23

NAYS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Caplis,
Carter,
Climie,
Cook,

Mr. Hewitt,
Hoar,
Howard,
Hoyt,
Kellogg,
Kipp,
Knapp,
Lamb,
Luce,

Mr. Sanderson,
Sessions,
Simpson,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
F. Walker,
J. Walker,

Mr. Dinturff, Drake, Edwards, Ferguson, Fey, Garvelink, Green, Greusel, Haire, Harris,	Mr. Markey, Morse, O'Dell, Parsons, Perry, Pierce, Rich, Ripley, Robinson, Robertson,	Mr. L. Walker, Walton, Warren, C. W. Watkins, Welch, West, Wheeler, Withington, Wixson, Zimmerman, 57
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House bill No. 211, entitled

A bill to authorize the Detroit & Prairie Mound Plank Road Company to collect the same tolls as are charged by the Detroit, Hamtramck & Warren Plank Road Association, and to provide for the discontinuance of part of its road when paved,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley, Bailey, Bartholomew, Bonine, Bottomley, Briggs, Brunson, Buell, Burns, Cady, Capolis, Carter, Climie, Cook, Curtis, Dinturff, Drake, Eggleston, Fancher, Ferguson, Fey, Garvelink,	Mr. Gordon, Grant, Haire, Haywood, Hewitt, Hoar, Hosner, Hoyt, Kellogg, Kipp, Knapp, Lewis, Luce, Markey, E. R. Miller, Mitchell, Morse, O'Dell, Parsons, Perry, Remer,	Mr. Ripley, Robertson, Rose, Sessions, Shaw, Simpson, Speed, Thomas, Thompson, A. Walker, B. Walker, F. Walker, J. Walker, L. Walker, Walton, Warren, C. W. Watkins, E. C. Watkins, West, Zimmerman, Speaker,
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65

NAYS.

Mr. Edwards, Green,	Mr. Lamb, Noyes,	Mr. Sanderson, Striker,
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Mr. Greusel,
Howard,

Mr. Pierce,
Rich,

Mr. Van Aken,
Van Scoy,

12

Title agreed to.

On motion of Mr. Bottomley,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 215, entitled

A bill to enable agricultural and horticultural societies and horse fairs to extend a more perfect protection to their property, and the property of exhibitors at fairs, and to allow the board of managers to appoint police for that purpose,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows.

YEAS.

Mr. Ackley,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Burns,
Cady,
Carter,
Chamberlain,
Climie,
Cobb,
Cook,
Curtis,
Dinturff,
Drake,
Edwards,
Fancher,
Ferguson,
Fey,
Garvelink,
Gordon,
Grant,
Green,
Greusel,
Haire,

Mr. Harris,
Haywood,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Kipp,
Knapp,
Lamb,
Lewis,
Luce,
Markey,
E. R. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,
Pierce,
Remer,
Rich,
Robinson,
Robertson,

Mr. Rose,
Sanderson,
Sessions,
Shaw,
Simpson,
Striker,
Thomas,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
B. Walker,
F. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
C.W. Watkins,
E. C. Watkins,
Welch,
Wheeler,
Withington,
Wixson,
Zimmerman,
Speaker,

77

NAYS.

0

Title agreed to.

On motion of Mr. Withington,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 216, entitled

A bill to amend sections 35 and 37, chapter 215, relative to certain liens upon personal property, being sections 6823 and 6825 of the compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Briggs,
Brunson.
Buell,
Burns,
Cady,
Carter,
Chamberlain,
Climie,
Cobb.
Cook,
Curtis,
Dinturff,
Drake,
Edwards,
Fancher,
Ferguson,
Fey,
Garvelink,
Gilmore,
Gordon,
Grant,
Green,

Mr. Greusel,
Haire,
Harris,
Haywood,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Kipp,
Knapp,
Lewis,
Luce,
Markey,
E. R. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,
Pierce,
Remer.
Ripley,
Robinson,

Mr. Robertson,
Sanderson,
Sessions,
Shaw,
Simpson,
Smith,
Striker,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
B. Walker,
F. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
C. W. Watkins,
E. O. Watkins,
Welch,
Wheeler,
Withington,
Wixson,
Zimmerman,
Speaker,

77

NAYS.

Mr. Bottomley,
Title agreed to.

Mr. Rich,

2

On motion of Mr. Van Aken,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House manuscript bill, entitled

A bill to revise the charter of the village of White Hall,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Greusel,	Mr. Robertson,
Bailey,	Haire,	Rose,
Bartholomew,	Harris,	Sanderson,
Bonine,	Haywood,	Sessions,
Briggs,	Hewitt,	Shaw,
Brunson,	Hoar,	Simpson,
Buell,	Hosner,	Speed,
Burns,	Howard,	Striker,
Cady,	Hoyt,	Thompson,
Caplis,	Kellogg,	Van Aken,
Carter,	Knapp,	A. Walker,
Chamberlain,	Lamb,	B. Walker,
Climie,	Lewis,	F. Walker,
Cobb,	Luce,	J. Walker,
Cook,	Markey,	L. Walker,
Curtis,	Mitchell,	Walton,
Dinturff,	Morse,	Warren,
Edwards,	Noyes,	C. W. Watkins,
Fancher,	O'Dell,	E. C. Watkins,
Ferguson,	Parsons,	Welch,
Fey,	Perry,	Wheeler,
Garvelink,	Pierce,	Withington,
Gordon,	Remer,	Wixson,
Grant,	Rich,	Zimmerman,
Green,	Robinson,	Speaker, 75

NAYS.

Mr. Bottomley,	Mr. Kipp,	Mr. E. R. Miller.
Gilmore,		

4

Title agreed to.

On motion of Mr. Thompson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 209, entitled

A bill to amend section 1 of an act entitled "An act to pro-

vide for the recording of town plats, and for vacating the same in certain cases," approved April 19, 1839, being section 1344, chapter 32 of the compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Harris,	Mr. Sessions,
Bailey,	Haywood,	Shaw,
Bartholomew,	Hewitt,	Simpson,
Briggs,	Hoar,	Smith,
Brunson,	Hosner,	Speed,
Buell,	Howard,	Striker,
Burns,	Hoyt,	Thompson,
Cady,	Kellogg,	Van Aken,
Carter,	Kipp,	Van Scoy,
Chamberlain,	Knapp,	A. Walker,
Cobb,	Lamb,	B. Walker,
Cook,	Luce,	F. Walker,
Curtis,	Mitchell,	J. Walker,
Dinturff,	Morse,	L. Walker,
Edwards,	Noyes,	Walton,
Fancher,	O'Dell,	Warren,
Ferguson,	Parsons,	C. W. Watkins,
Fey,	Perry,	West,
Garvelink,	Rich,	Wheeler,
Gilmore,	Robinson,	Withington,
Gordon,	Robertson,	Wixson,
Grant,	Rose,	Zimmerman,
Green,	Sanderson,	Speaker,
Haire,		70

NAYS.

Mr. Greusel,	Mr. Markey,	Mr. Pierce,	3
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Title agreed to.

On motion of Mr. L. Walker,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 206, entitled

A bill to amend sections 13 and 16 of an act entitled "An act to provide for the uniform inspection of lumber," approved March 25, 1871, being sections 1521 and 1524 of the compiled laws of 1871,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley, Bartholomew, Bonine, Bottomley, Briggs, Brunson, Buell, Burns, Cady, Caplis, Chamberlain, Olimie, Cobb, Curtis, Edwards, Fancher,	Mr. Fey, Gordon, Green, Harris, Haywood, Hewitt, Hoar, Hosner, Howard, Hoyt, Kellogg, Kipp, Knapp, Lamb, Markey, E. R. Miller,	Mr. Mitchell, Morse, Noyes, Parsons, Perry, Rich, Robinson, Sanderson, Sessions, Van Aken, A. Walker, F. Walker, J. Walker, L. Walker, Welch, West,
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49

NAYS.

Mr. Carter, Cook, Dinturff, Ferguson, Garvelink, Gilmore, Grant, Greusel, Haire, Lewis,	Mr. Luce, O'Dell, Pierce, Ripley, Robertson, Rose, Shaw, Simpson, Smith, Speed,	Striker, Thompson, Van Scoy, B. Walker, Walton, C. W. Watkins, Wheeler, Withington, Wixson, Zimmerman, 30
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Mr. Lewis moved to reconsider the vote by which the House refused to pass the bill;

Which motion prevailed.

On motion of Mr. Howard,

The bill was laid on the table.

House joint resolution No. 5, entitled

Joint resolution authorizing the issue of a patent to Parson King, upon school land certificate numbered 1883;

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. L. Walker moved to amend the joint resolution by adding thereto the following :

“ Provided, It shall be made to appear to the Governor that said assignment was never fully executed, and never delivered, and that no consideration was ever paid therefor ;”

Which was agreed to.

The joint resolution was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Haywood,	Mr. Shaw,
Bartholomew,	Hoar,	Simpson,
Bottomley,	Hosner,	Speed,
Briggs,	Howard,	Striker,
Brunson,	Kellogg,	Thomas,
Burns,	Knapp,	Thompson,
Cady,	Lewis,	A. Walker,
Caplis,	E. R. Miller,	B. Walker,
Carter,	Mitchell,	F. Walker,
Olimie,	O'Dell,	J. Walker,
Cook,	Parsons,	Walton,
Curtis,	Perry,	Warren,
Fancher,	Remer,	C. W. Watkins,
Ferguson,	Rich,	E. C. Watkins,
Fey,	Robinson,	Welch,
Garvelink,	Robertson,	Wheeler,
Gordon,	Rose,	Withington,
Grant,	Sanderson,	Wixson,
Green,	Sessions,	Zimmerman,
Haire,		

58

NAYS.

Mr. Bailey,	Mr. Hewitt,	Mr. Pierce,
Bonine,	Hoyt,	Ripley,
Buell,	Kipp,	Smith,
Chamberlain,	Lamb,	Van Aken,
Dinturff,	Luce,	Van Scoy,
Edwards,	Markey,	L. Walker,
Eggleston,	Noyes,	West,
Greusel,		

22

Title and preamble were agreed to.

On motion of Mr. Grant,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 9, entitled

A bill to facilitate the collection of recognizances in criminal cases,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Fey,	Mr. Remer,
Bailey,	Grant,	Rich,
Bartholomew,	Greusel,	Ripley,
Bonine,	Haire,	Rose,
Briggs,	Haywood,	Sanderson,
Brunson,	Hewitt,	Shaw,
Burns,	Hour,	Striker,
Cady,	Hosner,	Van Aken,
Carter,	Kipp,	A. Walker,
Chamberlain,	Lewis,	Warren,
Climie,	E. R. Miller,	West,
Edwards,	Morse,	Withington,
Fancher,	O'Dell,	Zimmerman,
Ferguson,		

40

NAYS.

Mr. Bottomley,	Mr. Kellogg,	Mr. Thompson,
Buell,	Knapp,	Van Scoy,
Cook,	Lamb,	B. Walker,
Curtis,	Markey,	F. Walker,
Dinturff,	Mitchell,	J. Walker,
Eggleston,	Parsons,	L. Walker,
Garvelink,	Pierce,	Walton,
Gilmore,	Robinson,	Welch,
Gordon,	Robertson,	Wheeler,
Green,	Simpson,	Wixson,
Howard,	Smith,	Speaker,
Hoyt,	Speed,	

35

On motion of Mr. Speed,

The vote by which the House refused to pass the bill was reconsidered.

On motion of Mr. Speed,

The bill was referred to the committee of the whole, and placed on the general order.

Senate bill No. 71, entitled

A bill to provide for the construction and maintenance of fish ladders, and providing penalties for the violation of the same,

Being under consideration,

On motion of Mr. Climie,

The bill was re-committed to the committee on fisheries.

House bill No. 208, entitled

A bill to authorize employes of railroad companies to cut decayed or dangerous trees, standing within a certain distance of either side of their track,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Buell moved to amend the bill by adding thereto the following:

Provided, The railroad company shall first pay to the owner of said trees the full value of the same;

Which was not agreed to.

Mr. Burns moved to amend the bill by inserting in section 1, line 3, after the word "any," the words "dead or leaning."

Which motion did not prevail.

Mr. L. Walker moved to recommit the bill to the committee on railroads;

Which was not agreed to.

Mr. Gilmore moved to reconsider the vote by which the House refused to recommit the bill;

Which motion prevailed.

The motion to recommit then prevailed.

Senate bill No. 205, entitled

A bill prescribing the duties of the Auditor General in certain cases, and his compensation therefor,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,

Mr. Green,
Greusel,

Mr. Robinson,
Robertson,

Mr. Bartholomew,	Mr. Haire,	Mr. Rose,
Bonine,	Harris,	Sanderson,
Bottomley,	Haywood,	Simpson,
Briggs,	Hewitt,	Smith,
Brunson,	Hoar,	Speed,
Buell,	Hosner,	Striker,
Burns,	Howard,	Thomas,
Cady,	Hoyt,	Van Aken,
Carter,	Kellogg,	Van Scoy,
Climie,	Kipp,	A. Walker,
Cook,	Knapp,	B. Walker,
Curtis,	Lewis,	F. Walker,
Dinturff,	Markey,	J. Walker,
Drake,	E. R. Miller,	L. Walker,
Edwards,	Mitchell,	Walton,
Eggleston,	Morse,	Warren,
Fancher,	Noyes,	C. W. Watkins,
Ferguson,	O'Dell,	West,
Fey,	Parsons,	Wheeler,
Garvelink,	Perry,	Withington,
Gilmore,	Remer,	Wixson,
Gordon,	Rich,	Zimmerman,
Grant,		

73

NAYS.

Mr. Lamb,	Mr. Pierce,	Mr. Ripley,	3
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Title agreed to.

On motion of Mr. Grant,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 272, entitled

A bill to detach a part of the township of Greenfield, Wayne county, Michigan, and attach the same to the township of Springwells,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Green,	Mr. Robinson,
Bailey,	Greusel,	Robertson,
Bartholomew,	Haire,	Sanderson,
Bonine,	Haywood,	Shaw,
Bottomley,	Hewitt,	Simpson,

Mr. Brunson,	Mr. Hoar,	Mr. Smith,	
Buell,	Hosner,	Speed,	
Burns,	Howard,	Striker,	
Cady,	Hoyt,	Van Aken,	
Caplis,	Kellogg,	Van Scoy,	
Carter,	Kipp,	A. Walker,	
Climie,	Knapp,	B. Walker,	
Cook,	Lamb,	F. Walker,	
Curtis,	Lewis,	J. Walker,	
Dinturff,	Markey,	L. Walker,	
Drake,	Mitchell,	Walton,	
Edwards,	Morse,	Warren,	
Fancher,	O'Dell,	C. W. Watkins,	
Ferguson,	Parsons,	West,	
Fey,	Perry,	Wheeler,	
Garvelink,	Pierce,	Withington,	
Gilmore,	Remer,	Wixson,	
Gordon,	Rich,	Zimmerman,	
Grant,	Ripley,	Speaker,	72
	NAYS.		0

Title agreed to.

On motion of Mr. Greusel,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

MOTIONS AND RESOLUTIONS.

Mr. Knapp moved to discharge the committee of the whole from the further consideration of House bill No. 210, entitled

A bill providing for the location, establishment, and maintenance of an additional asylum for the insane;

Which motion prevailed.

On motion of Mr. Knapp,

The bill was recommitted to the committee on Insane Asylum.

The committee on insurance, leave being granted, reported as follows:

The committee on insurance, to whom was referred Senate bill No. 197, entitled

A bill to define and establish a re-insurance reserve for fire and marine insurance companies doing business in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The object of this bill is to protect policy holders, by making it obligatory upon insurance companies to keep on hand fifty per cent of their premiums on policies having less than one year to run ; or in other words, prohibiting dividends to be declared on fifty per cent of unearned premiums.

C. W. WATKINS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the select committee on bills on the general order:

The select committee appointed to examine bills on the general order and report such as may be placed on the order of third reading, recommend that the committee of the whole be discharged from the further consideration of the following bills:

1. House bill No. 305, entitled

A bill to revise and amend the charter of the city of Jackson ;

2. Senate bill No. 123, entitled

A bill to amend an act entitled "An act to amend an act entitled 'An act to amend an act to incorporate the City of Detroit Gas-Light Company ;

3. House bill No. 271, entitled

A bill to detach surveyed townships number 19 and 20 north, of range 2 west, from the township of Gladwin, in the county of Gladwin, and attach the same to the township of Grout ;

4. House bill No. 276 entitled

A bill to organize the township of Sibley, in Keweenaw county ;

5. House bill No. 281 entitled

A bill to change the name of the First Presbyterian Church of Franklin, Lenawee county, Michigan, to the First Congregational Church of Franklin, in said county, and appoint six trustees for the same.

W. H. WITHINGTON, *Acting Chairman*.

Report accepted.

On motion of Mr. Hoyt,

The committee of the whole were discharged from the further consideration of the several named bills, except the third named bill, and they were placed on the order of third reading.

Mr. Lewis moved to take from the table House bill No. 206, entitled

A bill to amend sections 13 and 16 of an act entitled "An act to provide for the uniform inspection of lumber," approved March 25, 1871, being sections 1521 and 1524 of the compiled laws of 1871;

Which motion prevailed.

On motion of Mr. Lewis,

The bill was placed on the order of third reading.

Mr. Fey moved to discharge the committee of the whole from the further consideration of House bill No. 195, entitled

A bill to detach certain territory from the city of Saginaw, and annex the same to the township of Carrolton;

On motion of Mr. Ackley,

The motion was laid on the table.

On motion of Mr. Grant,

Senate joint resolution No. 4, entitled

Joint resolution proposing an amendment to section 1, article 9, of the constitution of the State, relative to salaries,

Was made the special order for 7:30 o'clock, this evening.

Mr. Chamberlain moved to take from the table

A bill to amend section 37 of an act entitled an act to revise the laws providing for the incorporation of railroad companies, approved April 18, 1871 being section 2441 of the compiled laws of 1871;

Which motion prevailed.

On motion of Mr. Chamberlain,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Rose offered the following :

Resolved, That J. S. Harrison be allowed the sum of thirty dollars for services rendered as stenographer in reporting and transcribing the testimony taken by and before the special committee on the investigation of charges against Judge Giddings, and that the proper officers of this House be and hereby are authorized to execute and deliver to said Harrison the necessary certificate or order for the payment of that sum ;

Which was adopted.

On motion of Mr. Gordon,

The House took a recess until 7½ o'clock this evening.

EVENING SESSION.

7½ o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The hour having arrived for the

SPECIAL ORDER,

On motion of Mr. Brunson,

The House went into committee of the whole on the special order,

Mr. Warren in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report :

The committee of the whole have also had under consideration the following entitled joint resolution :

1. Senate joint resolution No. 4, entitled

Joint resolution proposing an amendment to section 1 article 9 of the constitution of the State, relative to salaries;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

The committee of the whole have also had under consideration the following entitled joint resolution :

2. House joint resolution No. 10, entitled

Joint resolution submitting an amendment to article nine of the constitution of this State ;

And have directed their chairman to report the same back to the House with the recommendation that it be laid on the table.

A. K. WARREN, *Chairman.*

Report accepted and committee discharged.

The first named joint resolution was placed on the order of third reading.

On motion of Mr. Fancher,

The House concurred in the recommendation of the committee relative to the second named joint resolution and it was laid on the table.

Mr. Eggleston asked and obtained leave of absence for Mr. E. C. Watkins until Tuesday.

Mr. E. R. Miller asked and obtained leave of absence for Mr. Cobb until Tuesday.

On motion of Mr. O'Dell,

The House adjourned.

Lansing, Friday, March 21, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Fairfield.

Roll called : quorum present.

Absent without leave : Messrs. Eggleston and Lockwood.

Mr. Bartholomew asked and obtained leave of absence for Mr. Thompson indefinitely on account of sickness.

Mr. Fancher asked and obtained leave of absence until Tuesday next.

Mr. Haywood asked and obtained leave of absence for Mr. Lockwood for the day.

On motion of Mr. Howard,

The House took up the order of

MOTIONS AND RESOLUTIONS.

Mr. Howard moved to discharge the committee of the whole from the further consideration of House bill No. 195, entitled

A bill to detach certain territory from the city of Saginaw and annex the same to the township of Carrolton ;

Which motion prevailed.

On motion of Mr. Howard,

The bill was placed on the order of third reading.

Mr. Fey moved to reconsider the vote by which the bill was placed on the order of third reading ;

Which motion did not prevail.

Mr. Buell moved to discharge the committee of the whole from the further consideration of House manuscript bill entitled

A bill to incorporate the city of Ishpeming, in the county of Marquette ;

Which motion prevailed.

On motion of Mr. Buell,

The bill was placed on the order of third reading.

Mr. Lewis moved to discharge the committee of the whole from the further consideration of House bill No. 290, entitled

A bill to amend certain sections of an act entitled "An act to organize Union School District of Bay City," approved March 20, 1867 ;

Which motion prevailed.

On motion of Mr. Lewis,

The bill was placed on the order of third reading.

Mr. Howard moved to reconsider the vote by which the House refused to pass House bill No. 263, entitled

A bill to provide for laying out and constructing a State road in the county of Lapeer, State of Michigan, and making an appropriation of non-resident highway taxes to aid in constructing the same ;

Which motion prevailed.

The question being on the passage of the bill,

Mr. Lamb moved to amend the bill by striking out in line 3, section 4, the word "three," and inserting in lieu thereof the word "two ;"

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bartholomew,
Bottomley,
Brunson,
Buell,
Burns,
Cady,
Carter,
Climie,
Cook,
Dinturff,
Drake,
Drew,
Edwards,
Ferguson,
Fey,
Garfield,
Gordon,

Mr. Green,
Greusel,
Haywood,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kipp,
Knapp,
Lamb,
Lewis,
Markey,
Mitchell,
Morse,
Noyes,
Parsons,
Priest,

Mr. Remer,
Rich,
Ripley,
Robertson,
Rose,
Sanderson,
Shaw,
Simpson,
Striker,
Thomas,
Van Aken,
Walton,
Welker,
Wheeler,
Withington,
Wixson,
Zimmerman,

53

NAYS.

Mr. Bailey,
Bonine,
Briggs,
Chamberlain,
Curtis,
Fancher,

Haire,
Kellogg,
Luce,
E. R. Miller,
O'Dell,
Pierce,

Van Scoy,
A. Walker,
B. Walker,
F. Walker,
J. Walker,
L. Walker,

Mr. Garvelink,
Gilmore,
Grant,

Mr. Robinson,
Sessions,
Smith,

Mr. Warren,
Welch,
West,

27

Title agreed to.

On motion of Mr. Lamb,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The House resumed the order of

PRESENTATION OF PETITIONS.

By Mr. Bartholomew: Petition of A. D. Hart, Mrs. L. E. Drake, and 210 other men and women of Plainwell, in favor of female suffrage ;

Also: Petition of J. Folz, Mahala Jackson, and 38 others for the same purpose ;

Also: Petition of B. F. Wilson, Mrs. E. A. Foltz, and 20 others for the same purpose ;

Also: Petition of A. R. Burr, Mrs. H. W. Larned, and 5 others, for the same purpose ;

Also: Petition of M. S. Baker, Mrs. L. M. Coleman, and 12 others, for the same purpose ;

Also: Petition of J. N. Bush, Mrs. O. V. Fuller, and 18 others, for the same purpose ;

Also: Petition of J. M. Case and 17 others, for the same purpose ;

Also: Petition of R. C. Dart and 54 others, for the same purpose ;

Also: Petition of J. M. French, Mrs. B. M. Barton, and 16 others, for the same purpose ;

By Mr. Grant: Petition of Chas. Hallum, and 65 others of Houghton county, for the purchase by the State of the full length portrait of the late Dr. Douglass Houghton ;

Also: Petition of 87 others of Marquette county, for the same purpose ;

Also: Petition of 59 others for the same purpose ;

By Mr. Hewitt: Petition of W. French, and 23 others, for

the organization of a new county to be known as the county of Watkins;

Also: Petition of R. G. French and 119 others, for the same purpose;

Also: Petition of E. J. Blanding and 143 others, for the same purpose;

Also: Petition of A. P. Thomas and 122 others, for the same purpose;

Referred to the committee on towns and counties.

REPORTS OF STANDING COMMITTEES.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred Senate bill No. 79, entitled

A bill making an appropriation of non-resident highway taxes for the Clio and Chesaning State road to aid in the completion of the same, and to repeal act number 399 of the session laws of 1867, approved March 22, 1867, being an act to provide for the laying out and establishing a State road from Clio, Genesee county to Chesaning in Saginaw county, and to appropriate certain non-resident highway taxes to aid in the construction of the same; also, to repeal act number 304 of the session laws of 1871, approved February 14, 1871, approved March 22, 1867, entitled "An act to provide for laying out and establishing a State road from Clio, Genesee county to Chesaning in Saginaw county, and to appropriate certain non-resident highway taxes to aid in the construction of the same,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

By the committee on the Asylum for the Insane :

The committee on the Asylum for the Insane, to whom was recommitteed Senate bill No. 112, entitled

A bill to provide for the transfer of the insane inmates of the Soldiers' Home at Detroit to the Insane Asylum at Kalamazoo,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended, do pass, and ask to be discharged from the further consideration of the subject.

E. J. BONINE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. O'Dell,

The House concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on Asylum for the Insane :

The committee on Asylum for the Insane, to whom was referred House bill No. 210, entitled

A bill providing for the location, establishment, and maintenance of an additional asylum for the insane,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

E. J. BONINE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. West,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education, to whom was referred Senate bill No. 153, entitled

A bill to amend sections 1, 2, and 3 of an act, entitled " An act to provide for an appeal from the board of school inspectors of any school district, to the township board," approved April 5, 1869, being sections 3734, 3735, and 3736 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The necessity of a change in the present law is evident from the fact that the township clerk is a member of the board of school inspectors, and also of the township board. Besides, the other members of the township board are often more or less interested parties, and an appeal from one of these boards to the other does not afford the necessary relief.

A. K. WARREN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred House bill No. 202, entitled

A bill to amend section 39 of chapter 245, being section 7590 of the compiled laws of 1871, relative to " Offenses against property,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill, when

so amended, do pass, and ask to be discharged from the further consideration of the subject.

H. A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Scoy,

The bill was laid on the table.

On motion of Mr. Warren,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred Senate bill No. 131, entitled

A bill relative to granting injunctions in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

If the tax is an illegal one, great injustice would be done the party seeking relief, to require a deposit of money to pay such illegal claim.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Warren,

The bill was laid on the table.

By the committee on judiciary :

The committee on judiciary, to whom was referred Senate bill No. 189, entitled

A bill to regulate and define the duties of judges of probate in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do

pass, and ask to be discharged from the further consideration of the subject.

This bill makes it obligatory upon the judges of probate to give notice to executors, administrators, and guardians to make reports of the situation of the estates under their charge, in addition to a bond that they will report annually.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred Senate bill No. 191, entitled

A bill to amend section 1 of an act entitled "An act to confirm the record of letters of attorney in certain cases," approved April 17, 1871, being section 4256 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill amends the present statute by referring to the law acknowledging a deed instead of a letter, or other instrument, which leaves the section vague and uncertain without this amendment.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred Senate bill No. 176, entitled

A bill to amend section 127 of chapter 178 of the compiled laws of 1871, being an act relative to courts held by justices of the peace,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This section, designed to be amended, contains so many provisos and exceptions that it is difficult to give it any judicial construction.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred House joint resolution No. 14, entitled

Joint resolution providing an amendment to section 3 of article 4 of the constitution of the State, relative to the House of Representatives, and the mode of electing members thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that it be referred to the committee on State affairs, and ask to be discharged from the further consideration of the subject.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. A. Walker,

The joint resolution was referred to the committee on State affairs.

By the committee on judiciary:

The committee on judiciary to whom was referred Senate bill No. 188, entitled

A bill to amend section 1 of act number 120 of the session laws of 1863, it being section 4685 of the compiled laws of 1871, relative to levies of execution on real estate,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to

the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

This bill strikes out the three days allowed by the act to file a notice of the levy with the register of deeds by the sheriff, which might result in the settlement of a question of title to lands after a levy, in the kind and rate of speed of the parties to get to the register office.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cady,

The bill was laid on the table.

By the committee on military affairs:

The committee on military affairs, to whom was referred Senate bill No. 167, entitled

A bill to legalize bounties to certain volunteers credited to the township of Ovid, Clinton county, and to provide for the payment of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. H. WITHINGTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brunson,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred Senate bill No. 178, entitled

A bill to detach certain territory from the township of Blain, in the county of Grand Traverse, and attach the same to the township of Traverse, in said county,

Respectfully report that they have had the same under con-

sideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred Senate bill No. 177, entitled

A bill to organize the township of Richmond, in the county of Marquette,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Buell,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred

A bill to enlarge the corporate limits of the city of Detroit to create additional wards in said city,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Greusel,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred

A bill to incorporate the city of Ludington,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Warren,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Buell,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on lumber and salt interests :

The committee on lumber and salt interests, to whom was referred Senate bill No. 183, entitled

A bill to amend section 4 of an act entitled "An act to regulate the manufacture and provide for the inspection of salt," approved March 6th, 1869, being section 1461, chapter 33 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. LEWIS, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on lumber and salt interests:

The committee on lumber and salt interests, to whom was referred Senate bill No. 184, entitled

A bill to amend section 20 of an act entitled "An act to regulate the manufacture and provide for the inspection of salt," approved March 6th, 1869, being section 1477, chapter 33 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. LEWIS, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

A bill to amend an act to revise the charter of the city of Lansing, approved February 3d, 1869, as amended by an act entitled "An act to amend section 3 of title 1, section 6 of title 2, sections 2, 9, 16, and 21, of title 3, section 7 of title 4, section 11 of title 5, and section 17 of title 6, of an act entitled 'An act to revise the charter of the city of Lansing,' approved February 3d, 1869," approved March 22d, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. P. HOYT, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred Senate bill No. 106, entitled

A bill to establish a bureau of industrial statistics,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Aken,

The House concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred Senate bill No. 132, entitled

A bill to amend sections 798, 799, and 800 of the compiled laws of 1871, being sections 2, 8, and 9 of an act entitled "An act to provide for taking the census and statistics of this State," approved February 9, 1853;

The amendment proposed largely increases the number of articles, statistics of which are required to be obtained by supervisors and assessors of townships when taking the census once in ten years, and increases their compensation one dollar a day. The committee do not clearly see the utility of the amendment, and

Respectfully report that they have had the same under consideration, and have directed me to report the same back to

the House, without recommendation, and ask to be discharged from the further consideration of the subject.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Kipp,

The bill was laid on the table.

By the committee on railroads:

The committee on railroads, to whom was referred House bill No. 208, entitled

A bill to authorize the employes of railroad companies to cut decayed or dangerous trees, standing within a certain distance of either side of their track,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

The committee on railroads report that they consider bill No. 208 of great importance as a preventive measure or safeguard to life and property on all roads running through timber lands where accidents from falling timber may occur.

FRED. WALKER, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brunson.

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred 38 petitions, containing the names of 2,183 petitioners, that the Legislature frame and present to the legal voters of the State of Michigan a substitute for section 47, of article 4, of the constitution of the State, authorizing and empowering the

Legislature of the said State to pass an act or acts authorizing the granting of licenses for the sale of ardent spirits, or other intoxicating liquors; also, 97 petitions, containing the names of 6,835 petitioners, that the prohibitory laws, so-called, of this State, in relation to the manufacture and sale of intoxicating liquors, be repealed, and that an amendment to the constitution may be passed by the Legislature, and submitted to the people of the State, in regard to licenses, repealing section 47 of article 4, of the constitution; also, 52 petitions, containing the names of 6,563 petitioners, that the prohibitory laws, so-called, of this State, in relation to the manufacture and sale of liquors, be repealed, and that an amendment to the constitution may be passed by the Legislature and submitted to the people of the State, in regard to licenses, repealing section 47 of article 4 of the State constitution, and also that the legislature pass a law providing for a judicious system of taxation upon the manufacture of, and traffic in, intoxicating liquors; also, a memorial of William Wilmot, chairman of the committee of the anti-prohibition societies of the city of Detroit, for a repeal of the prohibitory liquor law; also, 64 remonstrances, containing the names of 260 remonstrants, against the submission to the people of any amendment to the constitution on the question of the prohibition of the sale of spirituous liquors, or the repealing of the prohibitory law; also, 74 petitions, containing the names of 3,055 petitioners, to amend the law of this State, entitled "An act to prevent the manufacture and sale of spirituous or intoxicating liquors as a beverage,"

1. By including beer and other fermented liquors in the same inhibitions with distilled liquors;

2. By so amending section 4 of the law as to make signs, advertisements, and all other appliances for conducting the business *prima facie* evidence of being a common seller;

3. By providing for the appointment of a State constabulary, whose special duty it shall be to aid the local executive authorities in the thorough execution of the law;

4. By making women equally liable with men for any and all violations of the law ;

Also,

1. A bill for the repeal of chapter 69 of the compiled laws of 1871, and the acts supplementary thereto and amendatory thereof, being an act entitled "An act to prevent the manufacture and sale of spirituous or intoxicating liquors as a beverage ;"

Also,

2. A bill to provide a system of taxation upon persons or corporations engaged in the manufacture or sale of spirituous or intoxicating liquors ;

Also,

3. A bill to provide for the appointment of special tax collectors, to provide for a special tax upon persons engaged in the sale of intoxicating and malt liquors, and to repeal chapter 69 of the compiled laws of 1871, entitled "The manufacture and sale of intoxicating drinks as a beverage," and all acts amendatory thereto, and all acts inconsistent with the provisions of this act ;

Also,

4. A bill to amend section 19 of chapter 69, being section 2152 of the compiled laws of 1871, being section 19 of an act entitled "An act to prevent the manufacture and sale of spirituous or intoxicating liquors as a beverage," approved February 3, 1855 ;

Also,

5. A bill to prevent the sale of spirituous and intoxicating drinks as a beverage, the same being a new section to chapter 69 of the compiled laws of 1871, being an act relative to the "Manufacture and sale of spirituous and intoxicating drinks as a beverage," to stand as section 22.

These petitions, memorial, remonstrances, and bills are all on the same general subject, and may be embraced in one report.

The subject is one with which every member of the House is too familiar to require further explanation from the committee.

While all are intent in finding a remedy for the evils of intemperance, the committee cannot fail to recognize the fact that there are wide and honest differences of opinion as to the best means of accomplishing the desired result. Some think prohibition the true remedy, and desire that the prohibitory laws be continued and strengthened, and more facilities furnished for enforcing them. Others, claiming that the prohibitory system has proved a failure, insist that a well regulated license law would be more effective, and are anxious that such a law be adopted. Others still, think that what they call a judicious system of special taxation, would be the best of all, and ask that that be resorted to.

The committee do not think it in their power to prevent a general discussion on this subject, if they were disposed to do so, which they are not, and have therefore concluded to report these bills back to the House, recommending that they be printed and placed on the general order, but without recommendation as to the final disposition to be made of them.

No joint resolution providing for an amendment of the constitution, as asked for by several thousands of the petitioners, has been referred to this committee; but such a resolution has been introduced into the House, and referred to the judiciary committee. This committee have therefore directed me to report the above named petitions back to the House, and recommend that so much of them as relate to an amendment of the constitution be referred to the judiciary committee having that joint resolution in charge.

The committee ask to be discharged from the further consideration of the subject.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

The five named bills were ordered printed, referred to the committee of the whole, and placed on the general order.

On motion of Mr. O'Dell,

The petitions relative to the amendment of the constitution were referred to the committee on judiciary.

By the committee on printing:

The committee on printing, to whom was referred

Joint resolution relative to the distribution of the laws, journals, documents, and joint documents of the session laws of the session of the Legislature of 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The title of the resolution states sufficiently its object.

I. A. FANCHER, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on printing:

The committee on printing, to whom was referred

Joint resolution relative to the distribution of the laws, journals, documents, and joint documents of the session of the Legislature of 1873,

Your committee have reported a similar bill. They have therefore directed me to report the same back to the House without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

I. A. FANCHER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bailey,

The joint resolution was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred House bill No. 9, entitled

A bill supplementary to an act entitled "An act to revise

the charter of the city of Detroit," approved February 5, 1857, and to abolish citizens' meetings in said city,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. J. SPEED, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Burns,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered re-printed, referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,
Lansing, March 18, 1873. }

To the House of Representatives:

I have this day signed, approved, and deposited in the office of the Secretary of State, the following:

1. An act to amend an act entitled "An act to revise and amend an act to incorporate the city of Ann Arbor," approved March 23, 1867; and also an act amendatory thereto, approved March 18, 1871;

2. An act to amend section 2 of chapter 10, section 12 of chapter 12, and sections 2 and 6 of chapter 13, and to add 4 new sections to chapter 14, of act No. 452 of the session laws of 1869, being "An act to amend and revise an act entitled 'An act to revise the charter of the city of Port Huron,'" approved April 5, 1869;

3. An act to amend section 20 of act number 496 of the laws of 1867, entitled "An act to revise and amend the charter of the

city of Saginaw, approved February 5, 1859," approved March 27th, 1867, as amended by act No. 224 of the laws of 1871 ;

4. An act to organize the township of Bloomfield, in the county of Huron. .

JOHN J. BAGLEY.

The message was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, March 20, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills :

1. Senate manuscript bill, entitled

A bill to amend sections 4, 14, 30, 45, 46, 47, 48, 50, 52 and 53 of act number 352 of the session laws of 1867, being an act entitled "An act to set off and incorporate a portion of the townships of Grand Haven and Spring Lake, in the county of Ottawa, into a city by the name of the city of Grand Haven," approved March 16, 1867, and to add five new sections thereto, to stand as sections 91, 92, 93, 94, and 95 ;

2. Senate bill No. 17, entitled

A bill to amend sections three thousand three hundred and eighty-one and three thousand three hundred and eighty-two of the compiled laws of 1871, relative to burying-grounds and rural cemeteries ;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The second named bill was read a first and second time by its title, and referred to the committee on State affairs.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 20, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill :

Senate bill No. 195, entitled

A bill to provide for the early distribution of the general laws which are ordered to take immediate effect ;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 20, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 198, entitled

A bill to authorize the appointment of a commissioner by the Governor, whose duty it shall be to obtain statistics and other information relative to the treatment and cure of inebriates ;

2. Senate manuscript bill, entitled

A bill to amend sections 2, 3, 6, 7, 20, 22, 23, and 27 of an act entitled “ An act to incorporate the village of Homer ;”

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators

elect, been ordered to take immediate effect; and in all which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on public health.

The second named bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 20, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bills :

1. House bill, No. 100, entitled

A bill to repeal act number 475 of the session laws of 1871, entitled “ An act to provide for laying out and constructing a State road in the townships of Muzzy and Lynn, in the county of St. Clair, State of Michigan, and making an appropriation of non-resident highway tax to aid in constructing the same, to be known as the Muzzy and Lynn State Road,” approved April 17, 1871 ;

2. House bill No. 198, entitled

A bill to amend section 8 of an act entitled “ An act to incorporate the village of Saranac, in Ionia county,” approved March 4, 1869, being act number 246 of the session laws of 1869 ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The two named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, March 20, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 171, entitled

A bill to amend sections 1, 4, and 33 of act No. 180 of the session laws of 1871, being sections 3532, 3535 and 3564, chapter 134 of the compiled laws of 1871, entitled “An act to reorganize the State Agricultural College, and establish a State Board of Agriculture,” approved March 15, 1861;

2. Senate bill No. 192, entitled

A bill to require the publication of the official proceedings of the boards of supervisors and county and district canvassers;

3. Senate bill No. 199, entitled

A bill to amend section 6725 of the compiled laws of 1871, relative to the action for causing death by wrongful act, neglect, or default;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on agriculture and Agricultural College, jointly.

The second named bill was read a first and second time by its title, and referred to the committee on elections.

The third named bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following:

sideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred Senate bill No. 177, entitled

A bill to organize the township of Richmond, in the county of Marquette,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Buell,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred

A bill to enlarge the corporate limits of the city of Detroit to create additional wards in said city,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Greusel,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred

A bill to incorporate the city of Ludington,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Warren,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Buell,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on lumber and salt interests :

The committee on lumber and salt interests, to whom was referred Senate bill No. 183, entitled

A bill to amend section 4 of an act entitled "An act to regulate the manufacture and provide for the inspection of salt," approved March 6th, 1869, being section 1461, chapter 33 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. LEWIS, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on lumber and salt interests:

The committee on lumber and salt interests, to whom was referred Senate bill No. 184, entitled

A bill to amend section 20 of an act entitled "An act to regulate the manufacture and provide for the inspection of salt," approved March 6th, 1869, being section 1477, chapter 33 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. LEWIS, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

A bill to amend an act to revise the charter of the city of Lansing, approved February 3d, 1869, as amended by an act entitled "An act to amend section 3 of title 1, section 6 of title 2, sections 2, 9, 16, and 21, of title 3, section 7 of title 4, section 11 of title 5, and section 17 of title 6, of an act entitled 'An act to revise the charter of the city of Lansing,' approved February 3d, 1869," approved March 22d, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. P. HOYT, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred Senate bill No. 106, entitled

A bill to establish a bureau of industrial statistics,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Aken,

The House concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred Senate bill No. 132, entitled

A bill to amend sections 798, 799, and 800 of the compiled laws of 1871, being sections 2, 8, and 9 of an act entitled "An act to provide for taking the census and statistics of this State," approved February 9, 1853;

The amendment proposed largely increases the number of articles, statistics of which are required to be obtained by supervisors and assessors of townships when taking the census once in ten years, and increases their compensation one dollar a day. The committee do not clearly see the utility of the amendment, and

Respectfully report that they have had the same under consideration, and have directed me to report the same back to

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The two named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, March 20, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House, the following bills :

1. House bill No. 295, entitled

A bill to amend an act entitled "An act relative to free schools in the city of Detroit," approved February 24, 1869 ;

2. House bill No. 154, entitled

A bill to authorize the purchase and improvement of grounds in a cemetery, in or near Detroit, for the interment of deceased Michigan soldiers, not otherwise provided a final resting-place, and to make the necessary appropriations therefor ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The two named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, March 20, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to re-return to the House the following bill :

House bill No. 54, entitled

A bill to amend sections 7, 8, 9, 10, 30, 31, 38, 39, 43, 64, 70, and 95, and to repeal section 50 of an act entitled “An act for the reorganization of the military forces of the State of Michigan,” approved January 18, 1862, being sections 834, 835, 836, 837, 857, 858, 865, 866, 869, 877, 891, 897, and 922, chapter 18 of the compiled laws of 1871, and to add new sections thereto ;

Which the Senate amended as follows: by inserting in line 16 of section 31, after the words “dollars per day” the following:—“while in actual attendance at meetings of the board ;”

Also: By striking out in line 16 of section 64, the word “by” where it first occurs in said line, and inserting in lieu thereof the word “in ;”

Also: By striking out the word “contract” and inserting in lieu thereof the word “assumpsit ;”

Also: By inserting between the figures “98” and the word “every,” at the beginning of section 98, the following: “Officers of the line and staff, and officers and soldiers of every company of the State troops organized under the provisions of section seven of this act, shall provide themselves before being mustered with a suitable and substantial uniform, of a blue color, which shall meet the approval of the Commander-in-chief; and such uniform shall not be worn except upon occasions of duty by proper authority; and as compensation for furnishing themselves uniforms as above provided, every officer and soldier shall be paid the sum of five dollars per year for each and every year in which he performs duty, which sum shall be paid out of the military fund in such way and manner as the law prescribes, and in addition thereto ;”

Also: By inserting in line 2 of section 98, after the word “uniform,” the words “of United States regulation pattern ;”

And in which amendments the House refused to concur ;
 And to inform the House that the Senate insists on the amendments.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Withington moved that a committee of three be appointed on the part of the House, to act with a like committee on the part of the Senate, as a committee of conference on the disagreement existing between the two Houses on the bill ;

Which motion prevailed.

The Speaker announced as such committee on the part of the House, Messrs. Withington, Hoyt, and Striker.

THIRD READING OF BILLS.

Senate bill No. 123, entitled

A bill to amend an act entitled " An act to amend an act entitled an act to amend an act to incorporate the city of Detroit gas-light company,"

Was read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
 Bailey,
 Bartholomew,
 Bottomley,
 Briggs,
 Brunson,
 Buell,
 Burns,
 Carter,
 Chamberlain,
 Climie,
 Cook,
 Curtis,
 Edwards,
 Fancher,
 Ferguson,

Mr. Haywood,
 Hewitt,
 Hoar,
 Hosner,
 Howard,
 Hoyt,
 Kellogg,
 Kipp,
 Knapp,
 Lamb,
 Lewis,
 Luce,
 Markey,
 E. R. Miller,
 Mitchell,
 Noyes,

Mr. Rose,
 Sanderson,
 Sessions,
 Shaw,
 Simpson,
 Smith,
 Speed,
 Striker,
 Thomas,
 Van Scoy,
 A. Walker,
 B. Walker,
 F. Walker,
 J. Walker,
 L. Walker,
 Walton,

Mr. Fey,
Garfield,
Garvelink,
Gordon,
Grant,
Green,
Greusel,
Haire,

Mr. O'Dell,
Parsons,
Pierce,
Priest,
Remer,
Ripley,
Robinson,
Robertson,

Mr. Warren,
C. W. Watkins,
West,
Wheeler,
Withington,
Wixson,
Zimmerman,

71

NAYS.

0

Title agreed to.

On motion of Mr. Burns,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 305, entitled

A bill to revise and amend the charter of the city of Jackson,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Carter,
Chamberlain,
Climie,
Cook,
Curtis,
Dinturff,
Edwards,
Fancher,
Fey,
Garfield,
Garvelink,
Gordon,
Grant,
Green,

Mr. Haywood,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Kipp,
Knapp,
Lamb,
Lewis,
Luce,
Markey,
E. B. Miller,
Mitchell,
Morse,
O'Dell,
Parsons,
Pierce,
Priest,
Remer,
Robinson,

Mr. Sanderson,
Sessions,
Simpson,
Smith,
Speed,
Striker,
Thomas,
Van Aken,
Van Scoy,
A. Walker,
B. Walker,
F. Walker,
J. Walker,
L. Walker,
Walton,
C. W. Watkins,
Welch,
Welker,
West,
Wheeler,
Withington,
Wixson,

Mr. Greusel,
Haire,

Mr. Robertson,
Rose,

Mr. Zimmerman,
Speaker, 72

NAYS.

0

Title agreed to.

On motion of Mr. Withington,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

House bill No. 281, entitled

A bill to change the name of the First Presbyterian Church of Franklin, Lenawee county, Mich., to the First Congregational Church of Franklin in said county, and appoint six trustees for the same,

Being under consideration,

On motion of Mr. Walton,

The bill was laid on the table.

House bill No. 206, entitled

A bill to amend sections 13 and 16 of an act entitled "An act to provide for the uniform inspection of lumber," approved March 25, 1871, being sections 1521 and 1524, of the compiled laws of 1871,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Fancher moved to amend the bill by striking out in line 2, section 16, the words "having the same inspected according to," and inserting the words "complying with," in lieu thereof;

Which was not agreed to.

Mr. Rose moved that the further consideration of the bill be indefinitely postponed.

On motion of Mr. Bottomley,

The motion was laid on the table.

On motion of Mr. Briggs,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the order of

THIRD READING OF BILLS.

The question being on the passage of House bill No. 206, entitled

A bill to amend sections 13 and 16 of an act entitled "An act to provide for the uniform inspection of lumber," approved March 25, 1871, being sections 1521 and 1524 of the compiled laws of 1871,

Mr. Shaw moved to amend the bill by adding the following to section 16: "*Provided*, This act shall not be construed as compelling inspection unless the parties wish to have the lumber inspected;

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Caplis,
Carter,
Chamberlain,
Climie,
Cook,
Curtis,
Dinturff,
Edwards,
Fancher,
Ferguson,

Mr. Harris,
Haywood,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Kipp,
Knapp,
Lamb,
Lewis,
Lockwood,
Markey,
E. R. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,

Mr. Ripley,
Robertson,
Sanderson,
Shaw,
Smith,
Speed,
Striker,
Thomas,
Van Aken,
Van Scoy,
A. Walker,
B. Walker,
F. Walker,
J. Walker,
Walton,
Warren,
C. W. Watkins,
Welch,
Welker,

Mr. Fey,
Garvelink,
Gordon,
Grant,
Haire,

Mr. Parsons,
Perry,
Priest,
Remer,
Rich,

Mr. West,
Withington,
Wixson,
Zimmerman,

71

NAYS.

Mr. Garfield,

Mr. Greusel,

Mr. Pierce,

3

Title agreed to.

On motion of Mr. Lewis,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate joint resolution No. 4, entitled

Joint resolution proposing an amendment to section 1, article 9 of the constitution of the State, relative to salaries,

Being under consideration,

Mr. Hoyt moved to lay the joint resolution on the table ;

Which motion did not prevail.

The joint resolution was then read a third time, and pending the taking of the vote on the passage thereof,

Mr. Grant moved to reconsider the vote by which the House refused to lay the joint resolution on the table ;

Which motion did not prevail.

The joint resolution was then not passed, two-thirds of all the members elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Brunson,
Buell,
Burns,
Cady,
Chamberlain,
Curtis,
Drew,
Edwards,
Fancher,
Fey,
Garvelink,

Mr. Haire,
Harris,
Haywood,
Hoar,
Hosner,
Hoyt,
Knapp,
Lewis,
Lockwood,
Markey,
Mitchell,
Morse,
Pierce,
Remer,

Mr. Shaw,
Speed,
Striker,
Thomas,
Van Scoy,
A. Walker,
B. Walker,
F. Walker,
L. Walker,
Walton,
Warren,
C. W. Watkins,
Wheeler,
Withington,

Mr. Gordon,
Grant,
Green,
Greusel,

Mr. Rich,
Ripley,
Rose,

Mr. Wixson,
Zimmerman,
Speaker,

52

NAYS.

Mr. Bonine,
Bottomley,
Briggs,
Caplis,
Carter,
Climie,
Cook,
Dinturff,
Ferguson,
Garfield,
Hewitt,

Mr. Howard,
Kellogg,
Kipp,
Lamb,
E. R. Miller,
Noyes,
O'Dell,
Parsons,
Perry,
Priest,

Mr. Robinson,
Robertson,
Sanderson,
Simpson,
Smith,
Van Aken,
J. Walker,
Welch,
Welker,
West,

31

Mr. Caplis moved to reconsider the vote by which the House refused to pass the joint resolution.

Mr. West moved to lay the motion to reconsider on the table ;

Which motion did not prevail.

The motion to reconsider then prevailed.

On motion of Mr. Grant,

The joint resolution was laid on the table.

House manuscript bill, entitled

A bill to incorporate the village of Ishpeming, in Marquette county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Briggs,
Buell,
Burns,
Cady,
Caplis,
Chamberlain,

Mr. Grant,
Greusel,
Haire,
Harris,
Haywood,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,

Mr. Ripley,
Robertson,
Rose,
Sanderson,
Shaw,
Simpson,
Smith,
Speed,
Striker,
Thomas,

Mr. Climie,
Cook,
Curtis,
Dinturff,
Edwards,
Fancher,
Ferguson,
Fey,
Garvelink,
Gilmore,
Gordon,

Mr. Lamb,
Lewis,
Lockwood,
Markey,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,
Priest,
Rich,

Mr. Van Scoy,
A. Walker,
Walton,
Warren,
Welch,
West,
Withington,
Wixson,
Zimmerman,
Speaker,

62

NAYS.

Mr. Bottomley,
Brunson,
Carter,
Drew,
Garfield,
Green,

Mr. Kellogg,
Kipp,
E. R. Miller,
Pierce,
Robinson,
Van Aken,

Mr. B. Walker,
F. Walker,
J. Walker,
L. Walker,
Welker,
Wheeler,

28

Title agreed to.

On motion of Mr. Cady,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate manuscript bill, entitled

A bill to incorporate the city of Ludington,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Carter,
Chamberlain,
Climie,
Cook,
Curtis,
Drew,
Edwards,

Mr. Harris,
Haywood,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Knapp,
Lamb,
Lewis,
Lockwood,
Markey,
Mitchell,
Morse,

Mr. Rose,
Sanderson,
Shaw,
Simpson,
Smith,
Speed,
Striker,
Thomas,
Van Scoy,
A. Walker,
B. Walker,
F. Walker,
J. Walker,
L. Walker,
Walton,

Mr. Fancher, Ferguson, Fey, Garfield, Garvelink, Gilmore, Gordon, Grant, Haire,	Mr. Noyes, O'Dell, Parsons, Perry, Priest, Remer, Ripley, Robinson, Robertson,	Mr. Warren, C. W. Watkins, Welker, West, Withington, Wixson, Zimmerman, Speaker,
	NAYS.	71

Mr. Bottomley, Green, Kipp,	Pierce, Rich,	Van Aken, Wheeler,
		7

Title agreed to.

On motion of Mr. Green,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 290, entitled

A bill to amend certain sections of an act entitled "An act to organize Union School District of Bay City," approved March 20, 1867.

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley, Bartholomew, Bonine, Bottomley, Burns, Cady, Caplis, Carter, Chamberlain, Cook, Curtis, Dinturff, Fancher, Ferguson, Fey, Garfield, Garvelink, Gilmore,	Mr. Haywood, Hewitt, Hoar, Hosner, Howard, Hoyt, Kellogg, Kipp, Knapp, Lamb, Lewis, Lockwood, Markey, E. R. Miller, Mitchell, Morse, Parsons, Pierce,	Mr. Sanderson, Shaw, Simpson, Smith, Striker, Thomas, Van Aken, Van Scoy, A. Walker, B. Walker, F. Walker, J. Walker, L. Walker, Walton, Warren, C. W. Watkins, Welker, West,
--	--	--

Mr. Gordon,
Grant,
Green,
Greusel,
Haire,
Harris,

Mr. Priest,
Remer,
Rich,
Robinson,
Rose,

Mr. Wheeler,
Withington,
Wixson,
Zimmerman,
Speaker,

70

NAYS.

0

Title agreed to.

On motion of Mr. Lewis,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 167, entitled

A bill to legalize certain bounties to volunteers credited to the township of Ovid, Clinton county, and to provide for the payment of the same,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bartholomew,
Bonine,
Bottomley,
Brunson,
Burns,
Cady,
Caplis,
Carter,
Chamberlain,
Climie,
Cook,
Curtis,
Dinturff,
Drew,
Fancher,
Fey,
Garfield,
Garvelink,
Gilmore,
Gordon,
Grant,
Green,
Greusel,
Haire,

Mr. Harris,
Haywood,
Hewitt,
Hoar,
Hoyt,
Kellogg,
Kipp,
Lamb,
Lewis,
Lockwood,
Markey,
E. R. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,
Pierce,
Priest,
Remer,
Rich,
Ripley,
Robinson,

Mr. Robertson,
Rose,
Sanderson,
Shaw,
Simpson,
Smith,
Striker,
Thomas,
Van Scoy,
A. Walker,
B. Walker,
F. Walker,
J. Walker,
L. Walker,
Walton,
Warren.
C. W. Watkins,
Welker,
West,
Wheeler,
Withington,
Wixson,
Zimmerman,
Speaker,

73

NAYS.

9

Title agreed to.

On motion of Mr. Brunson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 276, entitled

A bill to organize the township of Sibley, in Keweenaw county,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Harris moved to amend the bill as follows: By striking out in line 3, section 1, the words "fifty-seven," and inserting in lieu thereof the words "fifty-eight;" by striking out in line 3, section 1, the words "twenty-nine," and inserting in lieu thereof the words "twenty-eight;" by striking out in line 3, section 1, the words "fifty-nine," and inserting in lieu thereof the words "fifty-eight;" by striking out in line 4, section 1, the words "twenty-nine," and inserting in lieu thereof the words "twenty-seven;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Carter,
Chamberlain,
Climie,
Cook,
Curtis,
Dinturff,
Drew,
Edwards,

Mr. Haire,
Harris,
Haywood,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Kipp,
Knapp,
Lamb,
Lewis,
Lockwood,
Markey,
Mitchell,

Mr. Robinson,
Robertson,
Rose,
Sanderson,
Shaw,
Simpson,
Smith,
Striker,
Thomas,
Van Aken,
Van Scoy,
A. Walker,
B. Walker,
F. Walker,
J. Walker,
Walton,

Mr. Fancher,
Ferguson,
Fey,
Garfield,
Garvelink,
Gordon,
Grant,
Green,
Greusel,

Mr. Morse,
Noyes,
O'Dell,
Parsons,
Perry,
Pierce,
Priest,
Remer,
Rich,

Mr. Warren,
Welker,
West,
Wheeler,
Withington,
Wixson,
Zimmerman
Speaker,

74

NAYS.

0

Title agreed to.

On motion of Mr. Harris,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 177, entitled

A bill to organize the township of Richmond, in the county of Marquette,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Caplis,
Carter,
Chamberlain,
Climie,
Cook,
Curtis,
Dinturff,
Drew,
Edwards,
Fancher,
Ferguson,
Fey,
Garfield,

Mr. Grant,
Green,
Greusel,
Haywood,
Hewitt,
Hoar,
Howard,
Hoyt,
Kellogg,
Kipp,
Lamb,
Lewis,
Lockwood,
Markey,
E. R. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,

Mr. Remer,
Robinson,
Robertson,
Rose,
Sanderson,
Shaw,
Simpson,
Smith,
Striker,
Thomas,
Van Scoy,
A. Walker,
B. Walker,
F. Walker,
J. Walker,
L. Walker,
Walton,
Welker,
West,
Wheeler,
Wixson,

Mr. Garvelink, Gilmore, Gordon,	Mr. Pierce, Priest,	Mr. Zimmerman, Speaker,	70
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NAYS. 0

Title agreed to.

On motion of Mr. Buell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 223, entitled

A bill to legalize the proceedings of the townships of Tawas and Grant, in Iosco county, in aiding in the construction of the Tawas City and Grant plank road,

Was read a third time and passed, a majority of all the member voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley, Bailey, Bonine, Bottomley, Brunson, Burns, Cady, Chamberlain, Climie, Cook, Curtis, Dinturff, Drew, Fancher, Ferguson, Fey, Garvelink, Gordon, Grant, Green, Greusel, Haire.	Mr. Harris, Haywood, Hewitt, Hoar, Howard, Hoyt, Kellogg, Knapp, Lamb, Lewis, Lockwood, Luce, Markey, Mitchell, Morse, Noyes, O'Dell, Parsons, Perry, Pierce, Priest, Remer,	Mr. Rich, Ripley, Robinson, Robertson, Rose, Sanderson, Sessions, Shaw, Speed, Striker, Van Scoy, A. Walker, B. Walker, F. Walker, Walton, Warren, Welker, West, Wheeler, Zimmerman, Speaker,	65
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NAYS.

Mr. Kipp,	Mr. Wixson,	2
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By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as

correctly enrolled, signed, and presented to the Governor, the following bills:

1. House bill No. 193, entitled

A bill to authorize and empower the Board of Control of State swamp lands to make an appropriation of State swamp lands to aid in the construction of a railroad from the Straits of Mackinaw to Marquette Harbor, on Lake Superior ;

2. House bill No. 247, entitled

A bill to reorganize the 9th and 14th judicial circuits, and to create the 20th judicial circuit.

C. D. LUCE, *Acting Chairman.*

Report accepted.

MOTIONS AND RESOLUTIONS.

Mr. Bartholomew offered the following :

WHEREAS, On Tuesday last, March 18, a resolution passed this House tendering the use of this hall on Tuesday next to Mrs. A. M. Hazlett for the purpose of giving a lecture ; and

WHEREAS, Information has been received from her that next Thursday evening, March 27, would be a more convenient time for her to deliver said lecture ; therefore,

Resolved, That the use of this hall be tendered to her on Thursday evening, March 27 ;

Which was adopted.

The Speaker announced as the special committee to visit the University and examine the character of the instruction in the medical department, Messrs. Gilmore, Knapp, Bartholomew, Welch, and L. Walker.

Mr. Caplis moved to take from the table House joint resolution No. 15, entitled

Joint resolution asking Congress to authorize the construction of bridges over the Detroit and St. Clair rivers ;

Which motion prevailed.

Mr. Caplis moved that the joint resolution be put on its immediate passage ;

Pending which,

On motion of Mr. Speed,

The joint resolution was recommitted to the committee on federal relations.

Mr. C. W. Watkins moved to discharge the committee of the whole from the further consideration of Senate bill No. 50, entitled

A bill to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation ;

Which motion prevailed.

Mr. Watkins moved that the bill be made the special order for Tuesday next at 2½ P. M.

Mr. Shaw moved to amend the motion so as to make the hour 7½ P. M. ;

Which was agreed to.

The motion, as amended, then prevailed.

Mr. Walton offered the following :

Resolved, That 500 copies of the report of the special committee on the taxation of railroad lands, presented yesterday by Hon. E. S. Eggleston, together with the reports of the other members of the committee, when presented, be ordered printed and bound in pamphlet form for the use of this House ;

Which was not adopted.

Mr. Lamb moved to take from the table Senate bill No. 79, entitled

A bill making an appropriation of non-resident highway taxes for the Clio and Chesaning State Road, to aid in the completion of the same, and to repeal act number 393 of the session laws of 1867, approved March 22, 1867, being an act to provide for the laying out and establishing a State road from Clio, in Genesee county, to Chesaning, in Saginaw county, and to appropriate certain non-resident highway taxes to aid in the construction of the same ; also to repeal act number 304 of the session laws of 1871, approved February 14, 1871, being an act to amend section 2 of act number 399

of the session laws of 1867, approved March 22, 1867, entitled,
“An act to provide for laying out and establishing a State
Road from Clio in Genesee county, to Chesaning in Saginaw
county, and to appropriate certain non-resident highway taxes
to aid in the construction of the same ;”

Which motion prevailed.

On motion of Mr. Lamb,

The bill was placed on the order of third reading.

Mr. Thomas moved to discharge the committee of the
whole from the further consideration of Senate bill No. 122,
entitled

A bill making an appropriation for library, apparatus, and
furniture for the State Normal School ;

Which motion prevailed.

On motion of Mr. Thomas,

The bill was placed on the order of third reading.

Mr. Ferguson moved to reconsider the vote by which the
House refused to pass House joint resolution No. 16, entitled
Joint resolution for the relief of Delos A. Blodgett.

Mr. Hoyt moved to lay the motion to reconsider on the
table ;

Which motion prevailed.

Mr. Knapp moved to discharge the committee of the whole
from the further consideration of House bill No. 310, entitled

A bill to amend section 71 of chapter 136 of the compiled
laws of 1871, relative to the formation of school districts, and
being section 3641 of the compiled laws of 1871 ;

Which motion prevailed.

On motion of Mr. Knapp,

The bill was placed on the order of third reading.

Mr. Lamb offered the following :

Resolved, That when this House adjourns to-day, it be until
Monday, March 24th, 1873, at 7½ o'clock P. M.

On the adoption of which,

Mr. Haywood demanded the yeas and nays.

The demand was seconded, and pending the taking of the vote,

On motion of Mr. Grant,

The resolution was laid on the table.

Mr. Greusel moved to reconsider the vote by which House joint resolution No. 15, entitled

Joint resolution asking Congress to authorize the construction of bridges over the Detroit and St. Clair Rivers,

Was referred to the committee on federal relations.

Mr. Shaw moved to lay the motion to reconsider on the table;

Which motion did not prevail.

Mr. Gordon moved that there be a call of the House;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members reported absent without leave: Messrs. Drake and Thomas.

On motion of Mr. C. W. Watkins,

All further proceedings under the call were dispensed with.

The question being on reconsidering the vote by which the joint resolution was recommitted to the committee on federal relations,

Mr. Speed demanded the yeas and nays,

The demand was seconded, and the motion did not prevail by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Caplis,
Carter,
Edwards,
Green,
Greusel,
Howard,

Mr. Lamb,
Markey,
E. R. Miller,
Mitchell,
Remer,
Simpson,

Mr. Striker,
Thomas,
Van Aken,
Van Scoy,
Welker,
Wheeler,

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NAYS.

Mr. Bartholomew,
Bonine,
Bottomley,

Mr. Haire,
Harris,
Haywood,

Mr. Robinson,
Robertson,
Rose,

Mr. Briggs,	Mr. Hewitt,	Mr. Sanderson,
Brunson,	Hoar,	Sessions,
Buell,	Hosner,	Shaw,
Burns,	Hoyt,	Smith,
Cady,	Kellogg,	Speed,
Chamberlain,	Kipp,	A. Walker,
Climie,	Knapp,	B. Walker
Cook,	Lewis,	F. Walker,
Curtis,	Lockwood,	J. Walker,
Dinturff,	Luce,	L. Walker,
Drew,	Morse,	Walton,
Fancher,	Noyes,	Warren,
Ferguson,	O'Dell,	C. W. Watkins,
Fey,	Parsons,	Welch,
Garfield,	Perry,	West,
Garvelink,	Priest,	Withington,
Gilmore,	Rich,	Wixson,
Gordon,	Ripley,	Zimmerman,
Grant,		

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Mr. Van Scoy offered the following:

Resolved (the Senate concurring), That when this House adjourn on Friday, the 11th day of April next, it be without day.

Laid over under the rules.

Mr. Speed offered the following:

Resolved, That when the House adjourns this afternoon, it be until 7½ o'clock this evening, and it meet to-morrow morning at half-past eight o'clock instead of half-past nine;

Pending which,

Mr. Bottomley moved that the House adjourn;

Which motion did not prevail.

Mr. Cady moved to lay the resolution on the table;

Which motion did not prevail.

The resolution was then adopted.

Mr. Ferguson moved to discharge the committee of the whole from the further consideration of House bill No. 275, entitled
A bill to organize the township of South Manitou, in the county of Manitou;

Which motion prevailed.

On motion of Mr. Ferguson,

The bill was placed on the order of third reading.

Mr. Ferguson moved to discharge the committee of the whole from the further consideration of House bill No. 277, entitled

A bill to detach the township of Cleon from the county of Manistee and attach the same to the county of Wexford ;

Which motion prevailed.

On motion of Mr. Ferguson,

The bill was placed on the order of third reading.

Mr. Ferguson moved to discharge the committee of the whole from the further consideration of House bill No. 278, entitled

A bill to organize the township of Haring in the county of Wexford ;

Which motion prevailed.

On motion of Mr. Ferguson,

The bill was placed on the order of third reading.

Mr. Pierce offered the following:

Resolved, That when this House adjourn to-morrow, it be until Monday at 2 P. M.

Mr. Lockwood moved to amend the resolution by making the hour "7½ P. M."

Mr. Grant demanded the previous question.

The demand was not seconded.

The amendment was then agreed to.

The question being on the adoption of the resolution,

Mr. Hosner demanded the yeas and nays.

The demand was not seconded.

Mr. Buell demanded the yeas and nays.

The demand was seconded, and the resolution was adopted, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bartholomew,
Bonine,
Burns,

Mr. Haire,
Hewitt,
Howard,
Kellogg,

Mr. Rose,
Sanderson,
Shaw,
Smith,

Mr. Cady, Caplis, Carter, Chamberlain, Cook, Dinturff, Drew, Edwards, Fancher, Fey, Garvelink, Greusel,	Mr. Lewis, Lockwood, Luce, Markey, Morse, Parsons, Perry, Pierce, Remer, Ripley, Robinson, Robertson,	Mr. Speed, Striker, Thomas, A. Walker, B. Walker, L. Walker, Walton, Warren, C. W. Watkins, Welch, Withington, Zimmerman, 48
NAYS.		

Mr. Bailey, Bottomley, Briggs, Brunson, Buell, Olimie, Curtis, Ferguson, Garfield, Gilmore, Gordon, Grant,	Mr. Green, Haywood, Hoar, Hosner, Hoyt, Kipp, Knapp, Lamb, E. R. Miller, Noyes, O'Dell, Priest,	Mr. Rich, Sessions, Simpson, Van Aken, Van Scoy, F. Walker, J. Walker, Welker, West, Wheeler, Wixson, Speaker, 36
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Mr. Remer moved to discharge the committee of the whole from the further consideration of House joint resolution No. 23, entitled,

Joint resolution for the relief of St. Clair county, and to authorize the Board of State Auditors to settle with the bail of Henry Johr, late treasurer of St. Clair county ;

Which motion prevailed.

On motion of Mr. Remer,

The bill was placed on the order of third reading.

Mr. C. W. Watkins asked and obtained leave of absence until Monday evening.

Mr. Walton asked and obtained leave of absence until Tuesday.

Mr. Rose asked and obtained leave of absence until Tuesday.

Mr. Lewis asked and obtained leave of absence until Monday.

Mr. Howard asked and obtained leave of absence until Tuesday.

Mr. Haire asked and obtained leave of absence until Monday evening.

Mr. Garvelink asked and obtained leave of absence until Monday evening.

Mr. Fancher asked and obtained leave of absence until Monday evening.

Mr. Cook asked and obtained leave of absence until Monday evening.

Mr. Caplis asked and obtained leave of absence until Monday evening.

Mr. B. Walker asked and obtained leave of absence for Mr. Hertzler indefinitely, on account of sickness.

GENERAL ORDER.

On motion of Mr. Ferguson,

The House went into committee of the whole on the general order,

Mr. Morse in the chair.

After some time spent therein, the committee rose, and through the chairman made the following report:

The committee of the whole have had under consideration the following entitled bill:

1. House bill No. 214, entitled

A bill to punish the illegal sale of State lands,

And have directed their chairman to report the same back to the House with the recommendation that it be recommitted to the committee on State affairs;

The committee of the whole have also had under consideration the following entitled bills:

2. House bill No. 90, entitled

A bill to amend sections 79, 80, 81, and 120 of an act entitled "An act to provide for a uniform assessment of property and for the collection and return of taxes thereon," approved April

6, 1869, being sections 1045, 1046, 1047, and 1086, chapter 21 of the compiled laws of 1871,

3. Senate bill No. 76, entitled

A bill to amend an act entitled "An act to authorize the formation of companies for the detection and apprehension of horse thieves and other felons, and defining their powers ;"

4. Senate bill No. 59, entitled

A bill to amend section 1 of chapter 109, entitled "An act to provide for the incorporation of institutions of learning," being section 3134 of the compiled laws of 1871 ;

5. Senate bill No. 52, entitled

A bill to further amend section 6 of act number 92 of the session laws of 1871, entitled "An act to amend sections 6, 24, 26, 28, 29, 31, 33, and 34, of act number 136 of session laws of 1869, entitled 'An act relative to the organization and powers of fire and marine insurance companies transacting business within this State,' " approved April 3, 1869, and to add two new sections thereto to stand as sections 40 and 41, approved April 12, 1871 ;

6. Senate bill No. 52, entitled

A bill to amend an act entitled "An act to provide for the publication of lists of claims allowed by the board of county auditors for the county of Wayne," being act number 458 of the session laws of 1871, approved April 15, 1871 ;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill :

7. Senate bill No. 89, entitled

A bill to amend sections one and three of act No. 163 of the session laws of 1851, entitled "An act to provide for letting to contract the furnishing of fuel and stationery for the use of the State; also the State printing and binding, approved June 24, 1851," being sections 292 and 294, chapter 7 of compiled laws of 1871 ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

C. H. MORSE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Brunson,

The House concurred in the recommendation of the committee relative to the first named bill, and it was referred to the committee on State affairs.

The second, third, fourth, fifth, and sixth named bills were placed on the order of third reading.

On motion of Mr. Bonine,

The House concurred in the amendments made to the last named bill by the committee, and it was placed on the order of third reading.

On motion of Mr. Rich,

The House took a recess until 7:30 o'clock this evening.

EVENING SESSION.

7½ o'clock P. M.

The House met and was called to order by the Speaker.

Roll called : quorum present.

Mr. Buell moved to reconsider the vote by which the House adopted a resolution declaring that when the House adjourn to-morrow it be until 7½ o'clock on Monday evening next.

Mr. C. W. Watkins moved to lay the motion to reconsider on the table.

Mr. Buell demanded the yeas and nays.

The demand was seconded, and the motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bonine,
Briggs,

Mr. Howard,
Hoyt,
Kellogg,

Mr. Sanderson,
Sessions,
Shaw,

Mr. Brunson,
Caplis,
Carter,
Chamberlain,
Cook,
Dinturff,
Drew,
Edwards,
Fey,
Grant,
Greusel,
Harris,

Mr. Lamb,
Lewis,
Lockwood,
Luce,
Markey,
Morse,
Renier,
Rich,
Ripley,
Robinson,
Robertson,
Rose,

Mr. Simpson,
Smith,
Striker,
Thomas,
A. Walker,
B. Walker,
F. Walker,
Walton,
Warren,
C. W. Watkins,
Withington,
Zimmerman, 45

NAYS.

Mr. Bailey,
Bottomley,
Buell,
Burns,
Cady,
Climie,
Curtis,
Ferguson,
Garfield,
Gordon,

Mr. Green,
Haywood,
Hoar,
Hosner,
Kipp,
E. R. Miller,
Noyes,
O'Dell,
Parsons,
Pierce,

Mr. Priest,
Speed,
Van Aken,
Van Scoy,
J. Walker,
Welker,
West,
Wheeler,
Wixson,
Speaker, 30

Mr. Greusel, leave being granted, offered the following :

Resolved, That from and after Tuesday, March 24th, no member shall be allowed more than five minutes for debate, except the introducer of a bill, or the chairman reporting the same, who shall be allowed to speak ten minutes.

The question being on the adoption of the resolution,

Mr. Rich demanded the previous question.

The demand was seconded, and the main question ordered.

The resolution was then adopted.

On motion of Mr. Shaw,

The House took up the

GENERAL ORDER.

On motion of Mr. Welker,

The House went into committee of the whole on the general order,

Mr. B. Walker in the chair.

After some time spent therein, the committee rose, and through the chairman made the following report :

The committee of the whole have had under consideration the following entitled bills :

1. Senate bill No. 111, entitled

A bill to amend section 543 of the compiled laws of 1871, relating to the duties of county clerks ;

2. House bill No. 217, entitled

A bill to amend sections 19 and 29 of an act entitled " An act to provide for the sale of real estate on execution," the same being sections 4646 and 4656, chapter 165 of the compiled laws of 1871 ;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill :

3. House bill No. 219, entitled

A bill to regulate the catching of fish in certain of the waters of this State ;

4. Senate bill No. 90, entitled

A bill to organize the counties of Roscommon, Ogemaw, and Midland, and to add certain territory to the counties of Menominee, Marquette, and Presque Isle, and to repeal all laws conflicting therewith ;

5. House bill No. 224, entitled

A bill to provide wives with property and maintenance from their husband's estate, when neglected or deserted by them ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill :

6. House bill No. 218, entitled

A bill to amend section 11 of chapter 150 of the revised statutes of 1846, as amended by act 134 of the session laws of

1867, entitled "An act to amend sections 11 and 13 of chapter 150 of the revised statutes of A. D. 1846, the same being sections 5647 and 5649 of the compiled laws," approved March 27, 1867, said section being section 7443 of the compiled laws of 1871, relative to the fees of sheriffs;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

The committee of the whole have also had under consideration the following entitled joint resolution:

House joint resolution No. 19, entitled

Joint resolution relative to the employment of convicts at the State Prison in the manufacture of wagons, carriages, and sleighs;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

B. WALKER, *Chairman.*

Report accepted and committee discharged.

The first two named bills were placed on the order of third reading.

On motion of Mr. O'Dell,

The House concurred in the amendments made to the third, fourth, and fifth named bills by the committee, and they were placed on the order of third reading.

On motion of Mr. Brunson,

The sixth named bill was laid on the table.

On motion of Mr. Briggs,

The House concurred in the action of the committee relative to the named joint resolution, and the title was laid on the table.

Mr. Walton asked and obtained leave of absence for the select committee to visit the University until Tuesday evening next.

On motion of Mr. Ripley,

The House adjourned.

Lansing, Saturday, March 22, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Mr. Welker, the member from Branch.

Roll called: quorum present.

Absent without leave, Messrs. Drew, E. R. Miller, and Speed.

Mr. Chamberlain asked and obtained leave of absence for Mr. E. R. Miller for the day.

Mr. Chamberlain asked and obtained leave of absence for Mr. Drew for the day.

Mr. Burns asked leave of absence for Mr. Speed for the day; Which was not granted.

PRESENTATION OF PETITIONS.

By Mr. Curtis: Remonstrance of John Jackson and 70 others, against amending the charter of Grand Haven, so as to allow an increase to the number of supervisors for said city;

Also: Remonstrance of H. D. Weatherwax and 23 others, for the same purpose;

Also: Remonstrance of W. Dickman and 80 others, for the same purpose;

Also: Remonstrance of C. H. Clark and 61 others, for the same purpose;

Also: Memorial of John Tate, for the same purpose;

Referred to the committee on municipal corporations.

By Mr. Green: Petition of Mrs. F. F. Cowles and 39 other men and women of Michigan, of legal voting age, for the submission of a proposition to the people that the word "male" be stricken from the constitution;

Referred to the committee on State affairs.

By Mr. Remer: Petition of W. Grace and the principal business men and bankers of St. Clair, against imposing a tax on the gross receipts of insurance companies of other States doing business in this State;

Referred to the committee on insurance.

REPORTS OF STANDING COMMITTEES.

By the committee on railroads:

The committee on railroads, to whom was referred

A bill to compel railroads to connect on equitable terms,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill provides for the transfer of cars from one road to another, and for the erection and maintenance of comfortable passenger houses at all railroad crossings.

E. O. ROSE, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on internal improvements:

The committee on internal improvements, to whom was referred

A bill to improve the Grand river from Main street in the city of Jackson north to the county line,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

Your committee have read the bill carefully over, and are of the opinion the bill asks to have conferred upon commissioners appointed by its provisions unwarrantable power, and the result would be, the burden of taxation might fall heavily upon those unable to bear it. Your committee are not aware that the passage of this bill has been asked for by a single petitioner, while there are hundreds who have remonstrated against its passage.

S. M. GARFIELD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Scoy,
The bill was laid on the table.

By the committee on the State Library :

The committee on the State Library, to whom was referred

A bill to provide for the preparation and compilation of a convenient index to all the local and personal laws and joint and concurrent resolutions of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The object of this bill is sufficiently expressed in its title, and your committee are of the opinion that this object is of sufficient importance to demand the careful attention of this House.

J. P. HOYT, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the State Library :

The committee on the State Library, to whom was referred

A joint resolution to provide for the preparation of an index to the Senate and House bills now on file in the State Library,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

The title of this resolution sufficiently explains its object, which in the opinion of your committee is a worthy one.

J. P. HOYT, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties :

The committee on towns and counties, to whom was referred

A bill to detach certain territory from the township of Harrisville and attach the same to the township of Alcona, in the county of Alcona,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committees on State Prison and Reform School :

The committees on State Prison and Reform School, to whom was referred

A bill to establish a State agency for the care of juvenile offenders and discharged convicts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

FAYETTE PARSONS,

Chairman Committee on State Prison.

W. CHAMBERLAIN,

Chairman Committee on Reform School.

Report accepted and committee discharged.

On motion of Mr. West,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred

A bill to amend sections 2, 3, 14, and 16 of an act entitled "An act to establish the Detroit House of Correction and authorize the confinement of convicted persons therein," approved March 15, 1861,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

J. P. HOYT, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cady,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

MOTIONS AND RESOLUTIONS.

Mr. Caplis moved to discharge the committee of the whole from the further consideration of House bill No. 172, entitled

A bill to authorize mining and manufacturing corporations or associations to amend their certificates of organization.

Mr. Lamb moved to lay the motion on the table ;

Which motion did not prevail.

The motion to discharge the committee of the whole from the further consideration of the bill then prevailed.

On motion of Mr. Caplis,

The bill was then recommitted to the committee on private corporations.

UNFINISHED BUSINESS,

Being the consideration of the following:

Resolved (the Senate concurring), That when this House

adjourn on Friday, the 11th day of April next, it be without day.

Which, on motion of Mr. Grant,
Was laid on the table.

GENERAL ORDER.

On motion of Mr. Ferguson,
The House went into committee of the whole on the general order.

Mr. West in the chair.

After some time spent therein, the committee rose, and through the chairman made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. Senate bill No. 110, entitled

A bill to amend section 703 of the compiled laws of 1871, relating to the annual return of township officers by township clerks;

2. Senate bill No. 36, entitled

A bill to amend section 5 of chapter 250, entitled "Offenses against the public health," being section 7730 of the compiled laws of 1871;

3. House bill No. 228, entitled

A bill to provide additional compensation to the members of the Legislature from the Upper Peninsula, for the year 1873;

4. House bill No. 229, entitled

A bill to legalize and facilitate the collection of taxes;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

5. Senate bill No. 118, entitled

A bill to provide for making repairs and additions to the State Prison, and to make appropriations therefor;

Have made sundry amendments thereto, and have directed

their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following entitled joint resolution :

1. House joint resolution No. 17, entitled

Joint resolution relative to the appointment of an agent for the collection of the amount due from the United States to the State of Michigan, on account of lands in this State disposed of by Indian reservation, military warrants, and land scrip, issued for military services in the wars of the United States.

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

The committee of the whole have had under consideration the following joint resolutions :

2. House joint resolution No. 18, entitled

Joint resolution authorizing the State board of control to authorize the issue of State swamp land credits to Henry W. Burley for labor by him performed on the Osceola and Bridgetown State road ;

3. House joint resolution No. 21, entitled

Joint resolution for the relief of Charles Dutcher ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled joint resolution :

4. House joint resolution No. 20, entitled

Joint resolution granting the privilege of the elective franchise to the women of this State ;

And have directed their chairman to report the same back to the House, with the recommendation that it be made the special order for Friday evening, March 28th, at 7:30 P. M.

T. J. WEST, *Chairman.*

Report accepted and committee discharged.

The first four mentioned bills and first named joint resolution were placed on the order of third reading.

On motion of Mr. Brunson,

The House concurred in the amendments made to the fifth named bill and the second and third named joint resolutions by the committee, and they were placed on the order of third reading.

On motion of Mr. Noyes,

The House concurred in the recommendation of the committee relative to the last named joint resolution, and it was made the special order for Friday evening next at 7½ o'clock.

Mr. Ripley arose to a question of privilege in connection with an omission in the journal of yesterday, there being nothing in the journal showing any action relative to House bill No. 195, entitled

A bill to detach certain territory from the city of Saginaw and annex the same to the township of Carrolton,

Which was on the order of third reading of bills, and pending its passage the further consideration of the same was indefinitely postponed.

On motion of Mr. Ripley,

The journal clerk was instructed to correct the journal of yesterday, March 21, by inserting under the order of third reading of bills the following:

House bill No. 195, entitled

A bill to detach certain territory from the city of Saginaw and annex the same to the township of Carrolton,

Being under consideration

Mr. Ripley moved that the further consideration of the bill be indefinitely postponed;

Which motion prevailed.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills, and joint resolution:

1. House bill No. 108, entitled

A bill to legalize the tax roll of the township of Bingham, in the county of Clinton, for the year 1872;

2. House manuscript bill, entitled

A bill authorizing the Bay City and Salzburch Bridge company to issue bonds to aid in the construction of said bridge company's bridge;

3. House bill No. 86, entitled

A bill to amend sections 9 and 10 of an act for the relief of school districts, approved February 7, 1855, being sections 3721 and 3722 of chapter 136 of the compiled laws of 1871;

4. House bill No. 143, entitled

A bill to legalize the action of the board of supervisors of the county of Kent authorizing the construction of a dam across Grand river at Grand Rapids, and to legalize the dam constructed at that point;

5. House bill No. 186, entitled

A bill relative to the payment of taxes;

6. House bill No. 41, entitled

A bill to amend sections 1, 7, 8, 15, 17, 18, 19, 20, 21, 22, and 23, of act No. 90 of the session laws of 1853, entitled "An act to amend the laws relative to supplying the city of Detroit with pure and wholesome water, and to provide for the completion and management of the Detroit water-works," approved February 14, 1853;

7. House joint resolution No. 6, entitled

Joint resolution instructing the Board of State Auditors to make a settlement with Frederick A. Long.

C. D. LUCE, *Acting Chairman.*

Report accepted.

Mr. Withington moved that the House adjourn.

Mr. Briggs demanded the yeas and nays.

The demand was not seconded.

The motion to adjourn then prevailed.

Lansing, Monday, March 24, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Myers.

Roll called: quorum present.

Absent without leave: Messrs. Breitung, Caplis, Chamberlain, Cook, Edwards, Fey, Garfield, Garvelink, Grant, Kellogg, Kipp, Lamb, Lewis, Ripley, Robertson, Rose, Scott, Simpson, Smith, VanScoy, F. Walker, and Warren.

Mr. Speed asked and obtained leave of absence for Mr. Caplis indefinitely on account of the death of his brother.

On motion of Mr. Noyes,

Leave of absence was granted all the absentees for the evening.

PRESENTATION OF PETITIONS.

By Mr. Curtis: Remonstrance of Hon. Allen Adsit and 13 others, supervisors of Ottawa county, against any increase in the number of supervisors for the city of Grand Haven;

Referred to the committee on municipal corporations.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, March 21, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bills:

1. House bill No. 222, entitled

A bill to incorporate the village of South Lyon;

2. House bill No. 272, entitled

A bill to detach a part of the township of Greenfield, Wayne county, Michigan, and attach the same to the township of Springwells;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the

same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The two named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 21, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 91, entitled

A bill to vacate and discontinue a certain State road in the township of Jamestown, in the county of Ottawa;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 21, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 221, entitled

A bill to grant a special charter to the village of Morenci, heretofore incorporated by the board of supervisors of Lenawee county;

2. Senate bill No. 233, entitled

A bill to authorize George H. Abrams to construct a dam and maintain head-gates at the outlet of Wall Lake, in the

township of Hope, in the county of Barry, and to protect the race leading from said lake to the mill ;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The second named bill was read a first and second time by its title, and referred to the committee on State affairs.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 21, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 251, entitled

A bill to amend an act entitled “ An act to revise and amend an act entitled ‘ An act to revise and amend an act entitled an act to incorporate the city of Bay City,’ ” approved March 21st, 1865, being act No. 348 of the session laws of this State for the year 1867, as amended by the act amendatory thereof, and to add several new sections thereto ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

THIRD READING OF BILLS.

Senate bill No. 122, entitled

A bill making an appropriation for library apparatus and furniture for the State Normal School,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bailey,
Bonine,
Briggs,
Brunson.
Buell,
Burns,
Cady,
Carter,
Climie,
Cobb.
Curtis,
Dinturff,
Drew,
Fancher,
Ferguson,
Gordon,
Green,
Greusel,
Haire,
Harris,

Mr. Haywood,
Hewitt,
Hoar,
Hosner,
Hoyt,
Lockwood,
Luce,
Markey,
E. R. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,
Priest,
Remer,
Rich,
Robinson,

Mr. Sanderson,
Sessions,
Shaw,
Speed,
Striker,
Thompson,
Van Aken,
A. Walker,
B. Walker,
J. Walker,
Walton,
C. W. Watkins,
E. C. Watkins,
Welker,
West,
Wheeler,
Wixson,
Zimmerman,
Speaker,

58

NAYS.

0

Title agreed to.

Senate bill No. 79, entitled

A bill making an appropriation of non-resident highway taxes for the Clio and Chesaning State road to aid in the completion of the same, and to repeal act number 399 of the session laws of 1867, approved March 22, 1867, being an act to provide for the laying out and establishing a State road from Clio, in Genesee county, to Chesaning in Saginaw county, and to appropriate certain non-resident highway taxes to aid in the construction of the same; also, to repeal act number 304 of the session laws of 1871, approved February 14, 1871, being an act to amend section 2 of act number 399 of the session laws

of 1867, approved March 22, 1867, entitled "An act to provide for laying out and establishing a State road from Clio, in Genesee county, to Chesaning in Saginaw county, and to appropriate certain non-resident highway taxes to aid in the construction of the same,"

Was read a third time, and, pending the taking of, the vote on the passage thereof,

On motion of Mr. Hoyt,

The bill was laid on the table.

House bill No. 275, entitled

A bill to organize the township of South Manitou, in the county of Manitou,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bailey,	Mr. Harris,	Mr. Sanderson,	
Bonine,	Haywood,	Sessions,	
Briggs,	Hewitt,	Shaw,	
Brunson,	Hoar,	Speed,	
Buell,	Hosner,	Striker,	
Burns,	Hoyt,	Thompson,	
Cady,	Lockwood,	Van Aken,	
Carter,	Luce,	A. Walker,	
Climie,	Markey,	B. Walker,	
Cobb,	Mitchell,	J. Walker,	
Curtis,	Morse,	Walton,	
Dinturff,	Noyes,	C. W. Watkins,	
Drew,	O'Dell,	E. C. Watkins,	
Fancher,	Parsons,	Welker,	
Ferguson,	Perry,	West,	
Gordon,	Priest,	Wheeler,	
Green,	Remer,	Wixson,	
Greusel,	Rich,	Zimmerman,	
Haire,	Robinson,	Speaker,	57

NAYS.

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Title agreed to.

House bill No. 277, entitled

A bill to detach the township of Cleon from the county of Manistee, and attach the same to the county of Wexford,

Was read a third time and passed, a majority of all

the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Bailey,	Mr. Hewitt,	Mr. Sessions,
Bonine,	Hoar,	Shaw,
Brunson,	Hoyt,	Speed,
Buell,	Lockwood,	Striker,
Burns,	Luce,	Thompson,
Cady,	Markey,	Van Aken,
Carter,	E. R. Miller,	A. Walker,
Climie,	Mitchell,	B. Walker,
Cobb,	Morse,	J. Walker,
Curtis,	Noyes,	Walton,
Dinturff,	O'Dell,	C. W. Watkins,
Drew,	Parsons,	E. C. Watkins,
Fancher,	Perry,	Welker,
Ferguson,	Priest,	West,
Gordon,	Remer,	Wheeler,
Green,	Rich,	Wixson,
Greusel,	Robinson,	Zimmerman,
Haire,	Sanderson,	Speaker,
Haywood,		55

NAYS.

Mr. Briggs, 1

Title agreed to.

House joint resolution No. 23, entitled

Joint resolution for the relief of St. Clair county, and to authorize the Board of State Auditors to settle with the bail of Henry Johr, late treasurer of St. Clair county,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Speed,

The joint resolution was recommitted to the committee on judiciary.

House bill No. 90, entitled

A bill to amend sections 79, 80, 81, and 120 of an act entitled "An act to provide for the uniform assessment of property and for the collection and return of taxes thereon," approved April 6, 1869, being sections 1045, 1046, 1047, and 1086, chapter 21 of the compiled laws of 1871,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Hoyt,

The bill was laid on the table.

Senate bill No. 52, entitled

A bill to amend an act entitled "An act to provide for the publication of lists of claims allowed by the board of county auditors for the county of Wayne," being act number 458 of the session laws of 1871, approved April 15, 1871,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Burns,

The bill was laid on the table.

Senate bill No. 59, entitled

A bill to amend section 1 of chapter 109, entitled "An act to provide for the incorporation of institutions of learning," being section 3134 of the compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bailey,	Mr. Hewitt,	Mr. Sessions,
Briggs,	Hoar,	Shaw,
Brunson,	Hoyt,	Speed,
Buell,	Lockwood,	Striker,
Burns,	Luce,	Thompson,
Cady,	Markey,	Van Aken,
Carter,	E. R. Miller,	A. Walker,
Climie,	Mitchell,	B. Walker,
Cobb,	Morse,	J. Walker,
Curtis,	Noyes,	Walton,
Dinturff,	O'Dell,	E. C. Watkins,
Fancher,	Parsons,	Welker,
Ferguson,	Perry,	West,
Gordon,	Priest,	Wheeler,
Green,	Remer,	Withington,
Greusel,	Rich,	Wixson,
Harris,	Robinson,	Zimmerman,
Haywood,	Sanderson,	Speaker,

NAYS.

Mr. Bonine, Mr. Haire, Mr. C. W. Watkins, 3

Title agreed to.

Senate bill No. 76, entitled

A bill to amend an act entitled "An act to authorize the formation of companies for the detection and apprehension of horse thieves and other felons, and defining their powers,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bailey,	Mr. Haywood,	Mr. Sessions,
Bonine,	Hewitt,	Shaw,
Briggs,	Hoar,	Speed,
Brunson,	Lockwood,	Striker,
Buell,	Luce,	Thompson,
Burns,	Markey,	Van Aken,
Cady, •	E. R. Miller,	A. Walker,
Carter,	Mitchell,	B. Walker,
Climie,	Morse,	J. Walker,
Cobb,	O'Dell,	Walton,
Dinturff,	Parsons,	C. W. Watkins,
Drew,	Perry,	E. C. Watkins,
Fancher,	Priest,	Welker,
Ferguson,	Remer,	West,
Green,	Rich,	Withington,
Greusel,	Robinson,	Wixson,
Haire,	Sanderson,	Zimmerman,
Harris,		52

NAYS.

Mr. Curtis, Mr. Hoyt, Mr. Noyes, 8

Title agreed to.

Senate bill No. 116, entitled

A bill to further amend section 6 of act number 92 of the session laws of 1871, entitled "An act to amend sections 6, 24, 26, 28, 29, 31, 33, and 34, of act number 136 of session laws of 1869, entitled 'An act relative to the organization and powers of fire and marine insurance companies transacting business within this State,'" approved April 3, 1869, and to add two

new sections thereto to stand as sections 40 and 41, approved April 12, 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bailey,	Mr. Haywood,	Mr. Sessions,
Bonine,	Hewitt,	Shaw,
Briggs,	Hoar,	Speed,
Brunson,	Hoyt,	Striker,
Buell,	Lockwood,	Thompson,
Burns,	Luce,	Van Aken,
Cady,	Markey,	A. Walker,
Carter,	E. R. Miller,	B. Walker,
Climie,	Mitchell,	J. Walker,
Cobb,	Morse,	Walton,
Curtis,	O'Dell,	C. W. Watkins,
Dinturff,	Parsons,	E. C. Watkins,
Fancher,	Perry,	Welker,
Ferguson,	Priest,	West,
Gordon,	Remer,	Wheeler,
Green,	Rich,	Wixson,
Greusel,	Robinson,	Zimmerman,
Haire,	Sanderson,	Speaker,
Harris,		55

NAYS.

Mr. Drew,	Mr. Withington,	2
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Title agreed to.

House bill No. 224, entitled

A bill to provide wives with property and maintenance from their husband's estate when neglected or deserted by them,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Harris,	Mr. Robinson,
Bailey,	Haywood,	Rose,
Bonine,	Hewitt,	Sanderson,
Briggs,	Hoar,	Sessions,
Brunson,	Luce,	Shaw,
Buell,	E. R. Miller,	Thompson,
Burns,	Mitchell,	Van Aken,

Mr. Cady, Carter, Climie, Cobb, Dinturff, Fancher, Gordon, Green,	Mr. Noyes, O'Dell, Parsons, Perry, Priest, Remer, Rich, Ripley,	Mr. Van Scoy, A. Walker, B. Walker, Walton, Wheeler, Withington, Wixson, Zimmerman, 45
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NAYS.

Mr. Curtis, Drew, Ferguson, Greusel, Haire, Lewis,	Mr. Lockwood, Markey, Morse, Speed, Striker,	Mr. J. Walker, C. W. Watkins, E. C. Watkins, Welker, West,
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The Sergeant-at-Arms announced the Private Secretary of the Governor, who transmitted to the House a message from his Excellency the Governor, in writing:

House bill No. 217, entitled

A bill to amend sections 19 and 29 of an act entitled "An act to provide for the sale of real estate on execution," the same being sections 4646 and 4656, chapter 165 of the compiled laws of 1871,

Was read a third time, and, pending the taking of the vote on the passage thereof,

On motion of Mr. Speed,

The bill was laid on the table.

Senate bill No. 111, entitled

A bill to amend section 543 of the compiled laws of 171, relating to the duties of county clerks,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley, Bailey, Bonine, Briggs, Brunson, Buell, Burns,	Mr. Haywood, Hewitt, Hoar, Hoyt, Lockwood, Luce, Markey,	Mr. Shaw Speed, Striker, Thompson, Van Aken, Van Scoy, A. Walker,
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Mr. Cady,
Carter,
Climie,
Cobb,
Curtis,
Dinturff,
Fancher,
Ferguson,
Gordon,
Green,
Greusel,
Haire,
Harris,

Mr. E. R. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,
Priest,
Rich,
Ripley,
Rose,
Sanderson.
Sessions,

Mr. B. Walker,
J. Walker,
Walton,
C. W. Watkins,
E. C. Watkins,
Welker,
West,
Wheeler,
Withington,
Wixson,
Zimmerman,
Speaker,

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NAYS.

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Title agreed to.

House joint resolution No. 17, entitled

Joint resolution relative to the appointment of an agent for the collection of the amount due from the United States to the State of Michigan, on account of lands in this State disposed of by Indian reservation, military warrants, and land scrip, issued for military services in the wars of the United States,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bonine,
Briggs,
Brunson,
Carter,
Cobb,
Fancher,
Ferguson,
Gordon,
Green,
Haywood,
Lockwood,
Markey,

Mr. Morse,
O'Dell,
Perry,
Priest,
Remer,
Rich,
Ripley,
Rose,
Sessions,
Shaw,
Speed,

Mr. Striker,
Thompson,
Van Scoy,
A. Walker,
J. Walker,
C. W. Watkins,
E. C. Watkins,
West,
Wheeler,
Zimmerman,
Speaker,

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NAYS.

Mr. Ackley,
Bailey,

Mr. Haire,
Harris,

Mr. Robinson,
Sanderson,

Mr. Buell,
Burns,
Cady,
Climie,
Curtis,
Dinturff,
Greusel,

Mr. Hewitt,
Hoar,
Hoyt,
Luce,
Mitchell,
Noyes,
Parsons,

Mr. Thomas,
Van Aken,
B. Walker,
Walton,
Welker,
Wixson,

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Senate bill No. 36, entitled

A bill to amend section 5 of chapter 250, entitled "Offenses against the public health," being section 7730 of the compiled laws of 1871,

Was read a third time, and, pending the taking of the vote on the passage thereof,

On motion of Mr. Rose,

The bill was laid on the table.

Senate bill No. 110, entitled

A bill to amend section 703 of the compiled laws of 1871, relating to the annual return of township officers by township clerks,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Carter,
Climie,
Cobb,
Curtis,
Dinturff,
Drew,
Fancher,
Ferguson,
Gordon,
Green,

Mr. Haywood,
Hewitt,
Hoar,
Hoyt,
Lockwood,
Luce,
Markey,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,
Priest,
Remer,
Rich,
Ripley,
Robinson,

Mr. Shaw,
Speed,
Striker,
Thomas,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
B. Walker,
J. Walker,
Walton,
C. W. Watkins,
E. C. Watkins,
Welker,
West,
Wheeler,
Withington,
Wixson,

Mr. Greusel,
Haire,
Harris,

Mr. Rose,
Sanderson,
Sessions,
NAYS.

Mr. Zimmerman
Speaker,

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Title agreed to.

On motion of Mr. Noyes.

The House adjourned.

Lansing, Tuesday, March 25, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Rev. Mr. Cromack.

Roll called: quorum present.

Absent without leave, Messrs. Grant, Drake, Kipp, and Robertson.

Mr. Bonine asked and obtained leave of absence for Mr. Chamberlain indefinitely on account of sickness.

Mr. Withington asked and obtained leave of absence for Mr. Grant for the day.

Mr. Luce asked and obtained leave of absence for Mr. Drake indefinitely on account of sickness.

Mr. Cady asked and obtained leave of absence for Mr. Kipp for the day,

Mr. Rich asked and obtained leave of absence for Mr. Lamb indefinitely on account of sickness.

Mr. O'Dell asked and obtained leave of absence for Mr. Robertson for the day.

Mr. Eggleston asked and obtained leave of absence for the remainder of the week.

PRESENTATION OF PETITIONS.

By Mr. Hoar: Memorial of P. A. Yoss, sheriff, F. B. Collins, clerk, E. E. Douville, treasurer, of Manistee county, and 13 others, relative to Agricultural College lands;

Referred to the special committee on that subject.

The following is the memorial:

To the Hon. the Legislature of the State of Michigan:

The memorial of P. A. Yoss, E. E. Douville, John Kirsch, and 8 others, of the city of Manistee, in the State of Michigan, respectfully represents and shows as follows:

Your memorialist refers to section three (3), of act No. thirty-four (34), on page 51 of the session laws of 1869, and especially to the proviso of said section in regard to Agricultural College lands, and to practices under the same, as follows:

That tracts of lands have, in many instances, been entered under said section as of no value on account of the timber, on contracts to pay only three dollars (\$3.00) per acre, and on payment of only one-fourth down, when, in fact, the principal value of such lands consisted and was well known to consist in their pine timber.

Your memorialists refer to the northwest quarter of the northwest quarter and the northeast quarter of the southwest quarter and the south half of the southwest quarter, all of section twenty-eight (28) in town twenty-two (22) north, of range twelve (12) west, also the entire northwest quarter and the west half of the southwest quarter of section thirty-three, in town twenty-two north, of range twelve (12) west, also the northeast quarter of the northeast quarter of section thirty-two (32), in town twenty-two (22) north, of range twelve (12) west; also the southeast quarter of section thirty-one and the southwest quarter of section thirty-two (32) all in town twenty-three (23) north, of range twelve (12) west.

Your memorialists have reason to believe that there are many more descriptions of land and many more purchases that have been made in the manner herein pointed out in fraud of the interests of the Agricultural College lands, which would be discovered and made to appear if a thorough investigation were made.

In reference to the description of Agricultural College

lands before given, your memorialists know, from persons who have examined the records, that they have been entered as lands which were of no value on account of their timber, and that they have been thus entered at \$3.00 an acre, under the act before cited, and upon the payment of one-fourth down.

That these memorialists have reason to believe, and they refer to the affidavits to that effect hereto annexed, that all of said lands are of special value, and some of them are of great value on account of the pine timber thereon.

That a man by the name of D. D. Ruggles, of Manistee, or his son, Charles Ruggles, or both, as these memorialists have reason to believe, have entered many of the lands herein described; not in his or their own name or names, perhaps, but in the names of other persons, for his or their use and benefit. That when said lands were thus entered said Ruggles or son, or both, well knew that they had a special value on account of their pine timber, and they thus purchased or entered them, to the prejudice of the College funds of the State.

That, as is well known, a large part of the College lands of the State are valuable on account of their pine timber only, and when they are once stripped of their pine, they become virtually worthless; and in cases where only part of the purchase money has been paid, default is made in further payments, and the lands are allowed to revert to the State, loaded down, perhaps, also, with unpaid taxes, and with tax titles.

Your memorialists further say that they have reason to believe, and do believe that depredations in the form and manner herein described have been carried on by different persons in the State, to a large extent during several years last past, and they believe the public interests require that a careful inquiry should be made in regard to such depredations, and that sales and contracts of purchase of such lands should be annulled and revoked in all cases where such improper practices shall be found to exist.

Your memorialists invite attention to the said section of the

act above referred to, being article —, 3929 of the compiled laws of 1871, and they suggest that the law in said respect ought to be amended so as to direct the Commissioner of the Land Office, in all cases, before a sale or a contract for the sale of such College lands shall be made, to require proof by the affidavit of at least two credible persons, showing fully the character and value of the timber on any tract or parcel of land proposed to be purchased, except, perhaps, in cases where the full and highest price for the land is paid down at the time of purchase.

Your memorialists therefore pray that a proper inquiry and investigation may be made into the subject hereby presented, and that justice may be done to the College funds, and to all persons concerned.

Dated Manistee, March 19, 1873.

PETER A. YOSS, Sheriff of Manistee Co.

T. B. COLLINS, City Recorder.

E. E. DOUVILLE, City Treasurer.

JOHN A. KIRSH, City Alderman.

C. HAUSER, Merchant.

SAMUEL DAVIS.

GEO. T. POTTER, City Marshal.

M. C. COX.

THOMAS KENNY, Alderman.

TOBIAS NEWMAN, Merchant.

W. W. DOUVILLE, Merchant.

STATE OF MICHIGAN. }
COUNTY OF MANISTEE. } ss.

Francis Whittaker, being duly sworn, deposes and says that he is by occupation a land-looker and an estimator of lumber; that he has recently been on certain lands in sections twenty-eight (28), thirty-two (32), and thirty-three (33), in town twenty-two (22) north, of range (12) west, in the State of Michigan, and has made an examination of said lands; that there has been cut on said lands the following amount of pine

lumber: On the northeast quarter of the southwest quarter of said section twenty-eight (28), there have been cut 100,000 feet of pine lumber; on the southeast quarter of the southwest quarter said section twenty-eight (28,) there have been cut 300,000 feet of pine lumber; on the southwest quarter of the southwest quarter of said section twenty-eight (28), there have been cut 150,000 feet of pine lumber; on the northeast quarter of the northwest quarter of said section thirty-three (33), there have been cut 200,000 feet of pine lumber; on the northwest quarter of the northwest quarter of said section thirty-three (33), there have been cut 200,000 feet of pine lumber; on the southwest quarter of the northwest quarter of said section thirty-three (33), there have been cut 350,000 feet of pine lumber; on the southeast quarter of the northwest quarter of said section thirty-three (33), there have been cut 250,000 feet of pine lumber; on the northeast quarter of the northeast quarter of said section thirty-two, there have been cut 250,000 feet of pine lumber.

And this deponent further says that on the said pieces or parcels of land whereon the above amounts of pine lumber had already been cut, there yet stands uncut a large amount of pine lumber, to wit: 700,000 of pine lumber.

And this deponent further says, that on certain other pieces or parcels of land on said sections twenty-eight (28) and thirty-three (33), there stands uncut the following amount of lumber: On the northwest quarter of the northwest quarter of said section twenty-eight (28) there stands uncut 200,000 feet of pine lumber; on the northwest quarter of the southwest quarter of said section thirty-three (33), there stands uncut 250,000 feet of pine lumber; on the southwest quarter of the southwest quarter of said section thirty-three (33), there stands uncut 250,000 feet of pine lumber. And this deponent further says that on the logs which had been cut on said lands as above specified, he found the following marks, to wit: bark mark WW, water mark 8. And further deponent says not.

FRANCIS WHITAKER.

Sworn to and subscribed before me this 19th day of March, 1873.

SAMUEL S. GLOVER,

Justice of the Peace.

STATE OF MICHIGAN, }
COUNTY OF MANISTEE, } ss.

John Sorenson, being duly sworn, deposes and says that he has recently been on and examined certain lands on sections thirty-one (31) and thirty-two (32), in town twenty-three (23) north, of range twelve (12) west, in the State of Michigan; that he found there had been cut on the southeast quarter of said section thirty-one (31) and the southwest quarter of said section thirty-two (32), 3,500,000 feet of pine lumber; and there yet remained standing uncut on said pieces of land 700,000 feet of pine lumber. And further deponent says not.

JOHN SORENSON.

Sworn to and subscribed before me this 19th day of March, 1873.

SAMUEL S. GLOVER,

Justice of the Peace.

STATE OF MICHIGAN, }
COUNTY OF MANISTEE, } ss.

Francis Whittaker being duly sworn, deposes and says: that he is by occupation a land-looker and estimator of lumber. That he has recently been on and examined certain lands on sections thirty-one (31) and thirty-two (32) in town twenty-three north, of range twelve (12) west, in the State of Michigan. That on said lands he found there had been cut the following amount of pine lumber: on the southeast quarter of said section thirty-one, and the southwest quarter of said section thirty-two (32), there had been cut 3,500,000 feet of pine lumber, and there yet remained standing uncut on said pieces of land, 700,000 feet of pine lumber. And further deponent says not.

FRANCIS WHITAKER.

Sworn to and subscribed before me this 19th day of March, 1873.

SAMUEL S. GLOVER,

Justice of the Peace.

STATE OF MICHIGAN, }
COUNTY OF MANISTEE, } ss.

John Sorensen being duly sworn, deposes and says: That he has recently been on certain lands in sections twenty-eight (28), thirty-two (32), and thirty-three (33) in town twenty-two (22) north, of range twelve (12) west, in the State of Michigan and has made an examination of said lands; that there has been cut on said lands the following amount of pine lumber: On the northeast quarter of the south-west quarter of said section twenty-eight (28), there have been cut 100,000 feet of pine lumber; on the southeast quarter of the southwest quarter of said section twenty-eight (28), there have been cut 300,000 feet of pine lumber; on the southwest quarter of the southwest quarter of said section twenty-eight (28), there have been cut 150,000 feet of pine lumber; on the northeast quarter of the northwest quarter of said section thirty-three (33), there have been cut 200,000 feet of pine lumber; on the northwest quarter of the northwest quarter of said section thirty-three, there have been cut 200,000 feet of pine lumber; on the southwest quarter of the northwest quarter of said section thirty-three (33), there have been cut 250,000 feet of pine lumber; on the southeast quarter of the northwest quarter of said section thirty-three (33), there have been cut 250,000 of pine lumber; on the northeast quarter of the northeast quarter of said section thirty-two (32), there have been cut 250,000 feet of pine lumber.

And this deponent further says that on the said pieces or parcels of land whereon the above amounts of pine lumber had already been cut, there yet stands uncut a large amount of pine lumber, to wit: 700,000 feet of pine lumber.

And this deponent further says that on certain other pieces or parcels of land on said sections twenty-eight (28) and thirty-

three (33), there stands uncut the following amount of pine lumber; on the northwest quarter of the northwest quarter of said section twenty-eight (28), there stands uncut 200,000 feet of pine lumber; on the northwest quarter of the southwest quarter of said section thirty-three (33), there stand uncut 250,000 feet of pine lumber; on the southwest quarter of the southwest quarter of said section thirty-three (33), there stand uncut 250,000 feet of pine lumber.

And this deponent further says that on the logs which had been cut on said lands as aforesaid, he found the following marks: Bark mark, WW; water mark, 8.

And further, deponent says not.

JOHN SORENSON.

Sworn to and subscribed before me this 19th day of March, 1873.

SAMUEL S. GLOVER,

Justice of the Peace.

By Mr. Climie: Petition of H. A. Barkman and 260 others, of St. Joseph and adjoining counties, for the submission to the people of an amendment to the constitution, authorizing the licensing of the sale of intoxicating liquors;

Referred to the committee on judiciary.

By Mr. Simpson: Petition of James Allen and 78 others, for amendments to the prohibitory liquor law;

Referred to the committee on State affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on public health:

The committee on public health, to whom was referred Senate bill No. 198, entitled

A bill to authorize the appointment of a commissioner by the Governor, whose duty it shall be to obtain statistics and other information relative to the treatment and cure of inebriates;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do

pass, and ask to be discharged from the further consideration of the subject.

The title to this bill sufficiently indicates its purpose.

H. F. THOMAS, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on public health:

The committee on public health, to whom was referred Senate bill No. 148, entitled

A bill to amend section 2 and section 8 of an act entitled "An act to provide for the inspection of illuminating oils manufactured from petroleum or coal oils," approved April 3, 1869, being sections 1502 and 1508, of the compiled laws of 1871, and to add a new section thereto to stand as section 9,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

The purpose of the bill is to increase the salaries of inspectors, to punish parties for using unsafe oil, and to increase the standard of the oil by fixing a higher degree at which it shall not ignite.

H. F. THOMAS, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. O'Dell,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred Senate bill No. 199, entitled

A bill to amend section 6725 of the compiled laws of 1871, relative to the action for causing death by wrongful acts, neglect, or default,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill leaves the distribution of the amounts so recovered to the law of distribution of personal estate, instead of widow or next of kin, as now in the section amended.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

A bill to amend section 43 of chapter 178, and sections 7 and 16 of chapter 213, being sections 5291, 6732, and 6741 of the compiled laws of 1871, in relation to affidavits and bonds in actions of replevin,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Striker,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred House joint resolution No. 23, entitled

Joint resolution for the relief of St. Clair county, and to authorize the Board of State Auditors to settle with the bail of Henry Johr, late treasurer of St. Clair county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

The object of this joint resolution is really to settle amicably the claims of the State against the county of St. Clair, and the county of St. Clair against its late treasurer, and authorizes the board of State Auditors and board of supervisors of St. Clair to consummate such a settlement.

H. A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Remer,

The House concurred in the amendment made to the joint resolution by the committee.

The joint resolution was then referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to amend section 6, being section 6794, chapter 215 of the compiled laws of 1871, relative to certain liens upon real property,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This amendment requires the preservation of the pleadings and proofs, and they constitute the record of the case, so that a review may be had on an appeal to the Supreme Court, of the fact, as well as the law of the case.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred House bill No. 13, entitled

A bill to amend section 19 of chapter 249, of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill adds greater penalties for the disturbance of the religious meeting within the house than is provided by section 25, of the act of which this is amendatory.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE, }
Lansing, March 21, 1873. }

To the House of Representatives:

I have this day signed, approved, and deposited in the office of the Secretary of State, the following:

An act to authorize and empower the Board of Control of State swamp lands to make an appropriation of State swamp lands to aid in the construction of a railroad from the Straits of Mackinaw to Marquette Harbor, on Lake Superior.

JOHN J. BAGLEY.

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE, }
Lansing, March 22, 1873. }

To the House of Representatives:

I have this day signed, approved, and deposited in the office of the Secretary of State the following:

1. An act to legalize the action of the board of supervisors of the county of Kent authorizing the construction of a dam across Grand river at Grand Rapids, and to legalize the dam constructed at that point ;

2. An act relative to the payment of taxes.

JOHN J. BAGLEY.

The message was laid on the table.

THIRD READING OF BILLS.

House bill No. 278, entitled

A bill to organize the township of Harring in the county of Wexford,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Ferguson,

The bill was laid on the table.

Senate bill No. 89, entitled

A bill to amend sections 1 and 3 of an act No. 163 of the session laws of 1851, entitled "An act to provide for letting to contract the furnishing of fuel and stationery for the use of the State; also the State printing and binding," approved June 24th, 1851, being sections 292 and 294, chapter 7 of compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Briggs,
Brunson,
Burns,
Cady,
Carter,
Climie,
Cobb,
Cook,
Curtis,
Dinturff,

Mr. Haywood,
Hewitt,
Hoar,
Hosner,
Hoyt,
Kellogg,
Lewis,
Luce,
Markey,
E. R. Miller,
R. C. Miller,
Mitchell,
Noyes,

Mr. Sessions,
Shaw,
Simpson,
Smith,
Speed,
Striker,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
B. Walker,
J. Walker,
Walton,

Mr. Drew, Edwards, Eggleston, Fancher, Ferguson, Fey, Garvelink, Gordon, Green, Greusel,	Mr. O'Dell, Parsons, Perry, Pierce, Priest, Remer, Ripley, Robinson, Rose, Sanderson, NAYS.	Mr. C. W. Watkins, E. C. Watkins, Welker, West, Wheeler, Withington, Wixson, Zimmerman, Speaker,
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Mr. Morse,

1

Title agreed to.

On motion of Mr. Walton,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 219, entitled

A bill to regulate the catching of fish in certain of the waters of this State,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Bonine, Briggs, Brunson, Burns, Cady, Carter, Climie, Cobb, Cook, Curtis, Dinturff, Drew, Edwards, Eggleston, Fancher, Ferguson, Garvelink, Gordon, Green, Greusel, Haire,	Mr. Harris, Haywood, Hewitt, Hoar, Kellogg, Lewis, Lockwood, Luce, Markey, E. R. Miller, R. C. Miller, Mitchell, Noyes, O'Dell, Parsons, Perry, Pierce, Remer, Rich, Ripley, Robinson,	Mr. Rose, Sanderson, Sessions, Shaw, Simpson, Smith, Speed, Thompson, A. Walker, B. Walker, J. Walker, Walton, C. W. Watkins, E. C. Watkins, Welker, West, Wheeler, Withington, Wixson, Speaker,
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NAYS.

Mr. Ackley,
Bailey,
Fey,
Hosner,

Mr. Hoyt,
Morse,
Priest,
Striker,

Mr. Van Aken,
Van Scoy,
Zimmerman,

11

Title agreed to.

On motion of Mr. Greusel,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House joint resolution No. 18, entitled

Joint resolution authorizing the State board of control to authorize the issue of State swamp land credits to Henry W. Burley for labor by him performed on the Osceola and Bridgetown State road,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Carter,
Cobb,
Cook,
Curtis,
Dinturff,
Edwards,
Fancher,
Ferguson,
Garvelink,
Gordon,
Green,

Mr. Greusel,
Harris,
Haywood,
Hewitt,
Hoar,
Hosner,
Kellogg,
Lewis,
Lockwood,
Luce,
Markey,
E. R. Miller,
R. C. Miller,
Morse,
Parsons,
Perry,
Pierce,

Mr. Priest,
Remer,
Sessions,
Shaw,
Simpson,
Striker,
Thompson,
Van Scoy,
A. Walker,
B. Walker,
J. Walker,
C. W. Watkins,
E. C. Watkins,
Welker,
Wheeler,
Wixson,
Speaker,

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NAYS.

Mr. Bonine,
Climie,
Drew,
Fey,

Mr. Noyes,
O'Dell,
Rich,
Ripley,

Mr. Smith,
Van Aken,
Walton,
West,

Mr. Haire, Hoyt, Mitchell,	Mr. Robinson, Sanderson,	Mr. Withington, Zimmerman,	19
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Title agreed to.

On motion of Mr. Cady,

By a vote of two-thirds of all the members elect, the joint resolution was ordered to take immediate effect.

House joint resolution No. 21, entitled

Joint resolution for the relief of Charles Dutcher,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley, Bonine, Brunson, Burns, Cady, Carter, Climie, Cook, Curtis, Dinturff, Drew, Edwards, Fancher, Ferguson, Garvelink, Gordon, Green,	Mr. Greusel, Haire, Haywood, Hewitt, Hosner, Kellogg, Lewis, Lockwood, Luce, Markey, E. R. Miller. R. O. Miller, O'Dell, Parsons, Perry, Pierce, Priest,	Mr. Remer, Ripley, Robinson, Rose, Sanderson, Shaw, Smith, Thompson, Van Aken, Van Scoy, A. Walker, B. Walker, J. Walker, C. W. Watkins, Welker, Wheeler, Zimmerman, 51
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NAYS.

Mr. Bailey, Briggs, Buell, Cobb, Eggleston, Fey,	Mr. Hoar, Hoyt, Mitchell, Morse, Rich, Sessions,	Mr. Walton, E. C. Watkins, West, Withington, Wixson, Speaker, 18
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Title and preamble agreed to.

Senate bill No. 118, entitled

A bill to provide for making repairs and additions to the State Prison, and to make appropriations therefor,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Haire,	Mr. Rose,	
Bailey,	Haywood,	Sanderson,	
Bonine,	Hewitt,	Sessions,	
Briggs,	Hoar,	Shaw,	
Brunson,	Hoyt,	Simpson,	
Buell,	Kellogg,	Smith,	
Burns,	Lewis,	Speed,	
Cady,	Lockwood,	Striker,	
Carter,	Luce,	Thompson,	
Climie,	Markey,	Van Aken,	
Cobb,	E. R. Miller,	Van Scoy,	
Cook,	R. C. Miller,	A. Walker,	
Curtis,	Mitchell,	B. Walker,	
Dinturff,	Morse,	J. Walker,	
Drew,	Noyes,	Walton,	
Edwards,	O'Dell,	C. W. Watkins,	
Fancher,	Parsons,	E. C. Watkins,	
Ferguson,	Perry,	Welker,	
Fey,	Pierce,	West,	
Garvelink,	Priest,	Wheeler,	
Gordon,	Remer,	Withington,	
Green,	Rich,	Wixson,	
Greusel,	Robinson,	Speaker,	69
	NAYS.		0

Title agreed to.

On motion of Mr. Cady,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 229, entitled

A bill to legalize and facilitate the collection of taxes,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Withington,

The bill was recommitted to the committee on ways and means.

House bill No. 228, entitled

A bill to provide additional compensation to the members of the Legislature from the Upper Peninsula, for the year 1873,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Gordon,	Mr. Pierce,
Bonine,	Green,	Remer,
Brunson,	Haire,	Rich,
Buell,	Harris,	Shaw,
Burns,	Hoar,	Simpson,
Cady,	Hosner,	Speed,
Climie,	Hoyt,	Thompson,
Cobb,	Lewis,	A. Walker,
Drew,	Lockwood,	C. W. Watkins,
Edwards,	Markey,	E. C. Watkins,
Fancher,	Mitchell,	Wheeler,
Ferguson,	Noyes,	Withington,
Fey,	Parsons,	Zimmerman,
Garvelink,	Perry,	Speaker, 42

NAYS.

Mr. Bailey,	Mr. E. R. Miller,	Mr. Smith,
Briggs,	R. C. Miller,	Striker,
Carter,	Morse,	Van Aken,
Cook,	O'Dell,	Van Scoy,
Curtis,	Priest,	B. Walker,
Dinturff,	Ripley,	J. Walker,
Greusel,	Robinson,	Walton,
Hewitt,	Rose,	Welker,
Kellogg,	Sanderson,	West,
Luce,	Sessions,	Wixson, 30

Senate bill No. 90, entitled

A bill to organize the counties of Roscommon, Ogemaw, and Midland, and to add certain territory to the counties of Menominee, Marquette, and Presque Isle, and to repeal all laws conflicting therewith,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Buell moved to amend the bill by inserting after the word "organized," in line 2, section 6, the words "township of Ely in the ;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Haywood,	Mr. Rose,
Bailey,	Hewitt,	Sanderson,
Bonine,	Hoar,	Sessions,
Briggs,	Hosner,	Shaw,
Brunson,	Hoyt,	Simpson,
Buell,	Kellogg,	Smith,
Burns,	Lewis,	Speed,
Cady,	Lockwood,	Striker,
Carter,	Luce,	Thompson,
Climie,	Markey,	Van Aken,
Cobb,	E. R. Miller,	Van Scoy,
Cook,	R. O. Miller,	A. Walker,
Curtis,	Mitchell,	B. Walker,
Dinturff,	Morse,	J. Walker,
Edwarda,	Noyes,	Walton,
Fancher,	O'Dell,	C. W. Watkins,
Ferguson,	Parsons,	E. C. Watkins,
Fey,	Perry,	Welker,
Garvelink,	Pierce,	West,
Gordon,	Priest,	Wheeler,
Green,	Remer,	Withington,
Greusel,	Rich,	Wixson,
Haire,	Robinson,	Zimmerman,
Harris,		70

NAYS.

Mr. Drew,	Mr. Ripley,	2
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Title agreed to.

On motion of Mr. Buell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

MOTIONS AND RESOLUTIONS.

Mr. Hoyt moved to take from the table, House bill No. 90, entitled

A bill to amend sections 79, 80, 81, and 120 of an act entitled "An act to provide for the uniform assessment of property and for the collection and return of taxes thereon."

approved April 6, 1869, being sections 1045, 1046, 1047, and 1086, chapter 21 of the compiled laws of 1871;

Which motion prevailed.

On motion of Mr. Hoyt,

The bill was placed on the order of third reading.

Mr. Walton moved to take from the table House bill No. 281 entitled

A bill to change the name of the First Presbyterian Church of Franklin, Lenawee county, Michigan, to the First Congregational Church of Franklin, in said county, and appoint six trustees for the same;

Which motion prevailed.

On motion of Mr. Walton,

The bill was placed on the order of third reading.

On motion of Mr. C. W. Watkins,

Senate bill No. 116, entitled

A bill to further amend section 6 of act No. 92 of the session laws of 1871, entitled "An act to amend sections 6, 24, 26, 28, 29, 31, 33, and 34 of act No. 136 of session laws of 1869, entitled "An act relative to the organization and powers of fire and marine insurance companies transacting business within this State," approved April 3, 1869, and to add two new sections thereto to stand as sections 40 and 41, approved April 12, 1871,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Briggs,

Senate bill No. 111, entitled

A bill to amend section 543 of the compiled laws of 1871, relating to the duties of county clerks,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Noyes,

Senate bill No. 122, entitled

A bill making an appropriation for library apparatus and furniture for the State Normal School,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Perry,
Senate bill No. 110, entitled

A bill to amend section 703 of the compiled laws of 1871 relating to the annual return of township officers by township clerks,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Buell,
House bill No. 275, entitled

A bill to organize the township of South Manitou, in the county of Manitou,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Ferguson,
House bill No. 277, entitled

A bill to detach the township of Cleon from the county of Manistee, and attach the same to the county of Wexford,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Cady,
Senate bill No. 59, entitled

A bill to amend section 1 of chapter 109, entitled "An act to provide for the incorporation of institutions of learning," being section 3134 of the compiled laws of 1871,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Edwards,
Senate bill No. 76, entitled

A bill to amend an act, entitled "An act to authorize the formation of companies for the detection and apprehension of horse thieves and other felons, and defining their powers,"

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

Mr. Perry moved to take from the table House bill No. 140, entitled

A bill to repeal section 13 of an act entitled "An act for the relief of school districts," approved February 7, 1855, being section 3725 of chapter 136, of the compiled laws of 1871 ;

Which motion prevailed.

On motion of Mr. Perry,

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Greusel moved to reconsider the vote by which the House refused to pass House bill No. 228 entitled

A bill to provide additional compensation to the members of the Legislature from the Upper Peninsula for the year one thousand eight hundred and seventy-three.

Mr. Rose moved to lay the motion to reconsider on the table ;

Which motion did not prevail.

The motion to reconsider then prevailed.

On motion of Mr. Greusel,

The bill was laid on the table.

Mr. Ferguson moved to reconsider the vote by which the House refused to pass House bill No. 224, entitled

A bill to provide wives with property and maintenance from their husband's estate when neglected or deserted by them ;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Briggs,
Brunson,
Buell,
Burns,

Mr. Green,
Harris,
Haywood,
Hewitt,
Hoar,
Hosner,
Hoyt,

Mr. Remer,
Rich,
Robinson,
Rose,
Sessions,
Shaw,
Smith,

Mr. Cady,
Carter,
Climie,
Cobb,
Cook,
Dinturff,
Edwards,
Fancher,
Ferguson,
Fey,
Garvelink,
Gordon,

Mr. Kellogg,
Lewis,
Luce,
Markey,
E. R. Miller,
R. C. Miller,
Mitchell,
Noyes,
O'Dell,
Parsons,
Perry,
Priest,

Mr. Speed,
Thompson,
Van Aken,
A. Walker,
B. Walker,
J. Walker,
Walton,
E. C. Watkins,
Wheeler,
Withington,
Wixson,
Zimmerman, 57

NAYS.

Mr. Curtis,
Drew,
Greusel,
Haire,

Mr. Lockwood,
Morse,
Pierce,
Simpson,

Mr. Striker,
C. W. Watkins,
Welker,
West, 12

Title agreed to.

Mr. Shaw moved to take from the table Senate bill No. 132, entitled

A bill to amend sections 793, 799, and 800 of the compiled laws of 1871, being sections 2, 8, and 9 of an act entitled "An act to provide for taking the census and statistics of this State," approved February 9, 1853 :

Which motion prevailed.

On motion of Mr. Shaw,

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Speed moved to discharge the committee of the whole from the further consideration of House bill No. 9, entitled

A bill supplementary to an act entitled "An act to revise the charter of the city of Detroit," approved February 5, 1857, and to abolish citizens' meetings in said city ;

Which motion prevailed.

On motion of Mr. Speed,

The bill was placed on the order of third reading.

Mr. Morse moved to discharge the committee of the whole from the further consideration of House bill No. 335, entitled

A bill to amend sections 2, 4, 5, and 6, of an act entitled

“An act to provide for laying out and constructing a State road from the northern terminus of the Ovid and St. Charles State road northerly, to intersect the St. Louis and Saginaw plank road, and appropriating certain non-resident highway taxes for the construction of the same,” approved March 18, 1871, being act No. 354 of the session laws of the year 1871 ;

Which motion prevailed.

On motion of Mr. Morse,

The bill was placed on the order of third reading.

Mr. Ferguson moved to discharge the committee of the whole from the further consideration of Senate bill No. 178, entitled

A bill to detach certain territory from the township of Blair, in the county of Grand Traverse, and attach the same to the township of Traverse, in said county ;

Which motion prevailed.

On motion of Mr. Ferguson,

The bill was placed on the order of third reading.

Mr. Rose moved to discharge the committee of the whole from the further consideration of Senate bill No. 133, entitled

A bill directing the county clerks in each of the counties of this State to provide uniform ballots on constitutional amendments, and for the election of Justices of the Supreme Court and Regents of the University ;

Which motion prevailed.

On motion of Mr. Rose,

The bill was placed on the order of third reading.

Mr. Rose offered the following :

***Resolved,* That the Attorney General be and is hereby requested to report to this House, at his earliest convenience, whether in his opinion, the Legislature has the right to repeal the general law of 1871, exempting railroad lands from taxation ; whether, in case of such repeal, all railroad companies prior to the passage of the act of 1871 are not subject to immediate taxation ; and also, whether, in case of such repeal,**

all railroad lands hereafter earned will not be subject to immediate taxation; and to further report whether in his opinion, the constitutional power vests in the Legislature, to exempt the granted lands of railroad companies from taxat

Which was adopted.

Mr. Speed offered the following:

Resolved, That the committee on rules and joint rules be instructed to inquire into the necessity of a rule dividing the committee on municipal corporations into two committees, one on cities and one on villages;

Which was adopted.

On motion of Mr. Lockwood,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the order of

THIRD READING OF BILLS.

House bill No. 90, entitled

A bill to amend sections 79, 80, 81, and 120 of an act entitled "An act to provide for a uniform assessment of property and for the collection and return of taxes thereon," approved April 6, 1869, being sections 1045, 1046, 1047, and 1086, chapter 21 of the compiled laws of 1871,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Hoyt moved to amend the bill by striking out the words "eighty-one" in line 1, section 1, and by striking out in line 4, section 1, the figures "1047;"

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. A	Mr. Lewis,	Mr. Shaw,
Bain,	Lockwood,	Simpson,
Bonine	Luce,	Smith,
Burns,	Markey,	Speed,
Cady,	E. R. Miller,	Striker,
Carter,	R. C. Miller,	Thompson,
Climie,	Mitchell,	Van Aken,
Cook,	Morse,	Van Scoy,
Curtis,	O'Dell,	A. Walker,
Dinturff,	Parsons,	B. Walker,
Drew,	Priest,	J. Walker,
Edwards,	Remer,	Walton,
Fancher,	Rich,	E. C. Watkins,
Fey,	Ripley,	Welker,
Garvelink,	Robinson,	West,
Gordon,	Rose,	Wheeler,
Green,	Sanderson,	Wixson,
Hoyt,	Sessions,	Zimmerman,
Kellogg,		55

NAYS.

Mr. Briggs,	Mr. Grelselt,	Mr. Hoar,
Brunson,	Haire,	Noyes,
Buell,	Harris,	Perry,
Cobb,	Haywood,	Pierce,
Ferguson,	Hewitt,	Thomas,
		15

The question being on agreeing to the title,

Mr. Hoyt moved to amend the title by striking out the words "eighty-one," and the figures "1047;"

Which motion prevailed.

The title, as amended, was then agreed to.

House bill No. 281, entitled

A bill to change the name of the First Presbyterian Church of Franklin, Lenawee county, Michigan, to the First Congregational Church of Franklin, in said county, and appoint six trustees for the same,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Briggs,
Brunson,
Burns,
Carter,
Olimie,
Cobb,
Curtis,
Dinturff,
Drew,
Fancher,
Ferguson,
Fey,
Garvelink,
Gordon,
Green,
Haire,
Harris,
Haywood,
Hewitt,

Mr. Hoar,
Hoyt,
Kellogg,
Lockwood,
Luce,
Markey,
E. R. Miller,
R. C. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,
Pierce,
Priest,
Remer,
Rich,
Ripley,
Robinson,
Rose,
Sanderson,

Mr. Sessions,
Shaw,
Simpson,
Smith,
Speed,
Striker,
Thomas,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
B. Walker,
J. Walker,
Walton,
E. C. Watkins,
Welker,
West,
Wheeler,
Wixson,
Zimmerman,
Speaker, 65

NAYS.

0

The question being on agreeing to the title,

Mr. Walton moved to amend the title so that it should read as follows :

A bill to change the name of the First Presbyterian Ecclesiastical Society of Franklin, Lenawee county, Michigan, to the First Congregational Church and Society of Franklin, in said county, and to appoint seven trustees for the same ;

Which motion prevailed.

The title, as amended, was then agreed to.

On motion of Mr. Walton,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 133, entitled

A bill directing the county clerks in each of the counties of this State to provide uniform ballots on constitutional amend-

ments, and for the election of Justices of the Supreme Court and Regents of the University,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Rich moved to amend the bill by striking out all after the word "election" in the fifth line, up to and including the word "thereafter" in the ninth line ;

Which motion prevailed.

Mr. Rich also moved to amend the bill by striking out all after the word "polls" in the thirteenth line ;

Which motion prevailed.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Bonine,	Mr. Lockwood,	Mr. Sessions,
Briggs,	Luce,	Shaw,
Brunson,	Markey,	Simpson,
Climie,	E. R. Miller,	Smith,
Curtis,	Mitchell,	A. Walker,
Dinturff,	Morse,	B. Walker,
Drew,	O'Dell,	Walton,
Edwards,	Parsons,	E. C. Watkins,
Fancher,	Priest,	Welker,
Gordon,	Remer,	West,
Green,	Rich,	Withington,
Greusel,	Ripley,	Wixson,
Hewitt,	Robinson,	Zimmerman,
Hoyt,	Sanderson,	Speaker,
Lewis,		

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NAYS.

Mr. Ackley,	Mr. Garvelink,	Mr. Pierce,
Bailey,	Haire,	Rose,
Buell,	Harris,	Speed,
Burns,	Haywood,	Striker,
Oady,	Hoar,	Thomas,
Carter,	Kellogg,	Thompson,
Cobb,	R. C. Miller,	Van Aken,
Cook,	Noyes,	Van Scoy,
Ferguson,	Perry,	Wheeler,
Fey,		

28

Senate bill No. 178, entitled

A bill to detach certain territory from the township of Blair, in the county of Grand Traverse, and attach the same to the township of Traverse, in said county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Haywood,	Mr. Sanderson,	
Bailey,	Hewitt,	Sessions,	
Bonine,	Hoar,	Shaw,	
Briggs,	Hoyt,	Simpson,	
Brunson,	Kellogg,	Smith,	
Buell,	Lewis,	Striker,	
Burns,	Lockwood,	Thompson,	
Cady,	Luce,	Van Aken,	
Carter,	Markey,	A. Walker,	
Cobb,	E. R. Miller,	B. Walker,	
Cook,	R. C. Miller,	J. Walker,	
Curtis,	Mitchell,	Walton,	
Dinturff,	Morse,	E. C. Watkins,	
Drew,	Noyes,	Welker,	
Fancher,	O'Dell,	West,	
Ferguson,	Parsons,	Wheeler,	
Fey,	Pierce,	Withington,	
Gordon,	Priest,	Wixson,	
Green,	Remer,	Zimmerman,	
Haire,	Robinson,	Speaker,	
Harris,	Rose,		62
	NAYS.		0

Title agreed to.

On motion of Mr. Ferguson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 9, entitled

A bill supplementary to an act entitled "An act to revise the charter of the city of Detroit," approved February 5, 1857, and to abolish citizens' meetings in said city,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Edwards moved to amend the bill as follows:

By striking out the word "Monday," in line 11, section 1, and inserting in place thereof the word "Saturday ;"

By striking out in line 20, section 1, the word "seven," and inserting in place thereof the word "five ;"

By inserting in line 22, section 1, after the first word "the," the word "next ;"

By inserting in line 26, section 1, after the word "board," the words, "shall be freeholders of said city, and ;"

By inserting in line 28, section 1, after the words "to wit," the words "the mayor," and by inserting in line 29, after the word "council," the words, "the city assessor ;"

By inserting in line 48, section 1, after the word "upon," the word "the ;"

By striking out all in line 67, section 1, from and including the word "*Provided*," to and including the word "elect," in line 69 ;

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Carter,
Climie,
Cobb,
Cook,
Curtis,
Dinturff,
Edwards,
Fancher,
Ferguson,
Fey,

Mr. Haire,
Hewitt,
Hoar,
Hoyt,
Kellogg,
Lewis,
Lockwood,
Luce,
Markey,
E. R. Miller,
R. C. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Perry,
Pierce,
Priest,

Mr. Robinson,
Rose,
Sessions,
Shaw,
Speed,
Striker,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
B. Walker,
J. Walker,
Walton,
E. C. Watkins,
Welker,
West,
Wheeler,
Withington,

Mr. Gordon,
Green,
Greusel,

Mr. Remer,
Rich,
Ripley,
NAYS.

Mr. Wixson,
Speaker,

62

Mr. Garvelink,

1

The question being on agreeing to the title,

Mr. Edwards moved to amend the title by adding thereto the words, "and to create a board of estimates for said city ;"

Which motion prevailed.

The title, as amended, was then agreed to.

On motion of Mr. Edwards,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The select committee on the examination of bills on the general order, relative to their being placed on the order of third reading, leave being granted, reported as follows:

The select committee appointed to examine bills on the general order and report such as may be placed on the order of third reading, recommend that the committee of the whole be discharged from the further consideration of the following bills:

1. House bill No. 322, entitled

A bill to amend section 43 of an act entitled "An act to revise the charter of the village of Hudson," approved February 27, 1867 ;

2. House bill No. 323, entitled

A bill to amend sections fourteen (14), twenty-four (24), fifty-seven (57), and eighty-four (84) of an act entitled "An act to incorporate the city of Alpena," approved March 29, 1871, being act number two hundred and forty-nine (249) of the session laws of 1871 ;

3. House bill No. 325, entitled

A bill to amend section 9 of article 6, section 1 article 10, section 1 article 14, and section 1 of article 20, of act number 233 of session laws of 1871, entitled "An act to incorporate the village of Vernon," approved March 18, 1871 ;

4. House bill No. 326, entitled

A bill to provide for the proper labeling of matches ;

5. House bill No. 328, entitled

A bill to amend section 5464 of the compiled laws of 1871, being section 216 of chapter 178 of said compiled laws, relative to justices' courts ;

6. House bill No. 337, entitled

A bill to organize union-school district of the city of Alpena ;

7. Senate bill No. 127, entitled

A bill to declare copies of certain volumes of the records of the county of St. Joseph, public records ;

8. Senate bill No. 158, entitled

A bill to provide for perfecting the record of the plat of the village of Fort Gratiot in St. Clair county ;

9. Senate bill No. 184, entitled

A bill to amend section 20 of an act entitled "An act to regulate the manufacture and provide for the inspection of salt," approved March 6th, 1869, being section 1477, chapter 33 of the compiled laws of 1871 ;

J. K. LOCKWOOD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Withington,

The committee of the whole were discharged from the further consideration of the several named bills, and they were placed on the order of third reading.

The committee on public lands, leave being granted, reported as follows :

The committee on public lands, to whom was referred

Joint resolution concerning the State swamp lands in certain counties,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill

when so amended, do pass, and ask to be discharged from the further consideration of the subject.

WM. SESSIONS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Briggs,

The House concurred in the amendments made to the joint resolution by the committee.

On motion of Mr. Lockwood,

The joint resolution was made the special order for this evening.

MOTIONS AND RESOLUTIONS.

Mr. Bonine moved to discharge the committee of the whole from the further consideration of Senate bill No. 86, entitled

A bill to amend sections 4 and 5 of an act entitled "An act to organize the Michigan Asylum for the Insane, and more effectually to provide for the care, maintenance, and recovery of the insane," approved February 14, 1859, being sections 1914 and 1915 of chapter 52 of the compiled laws of 1871 ;

Which motion prevailed.

On motion of Mr. Bonine,

The bill was placed on the order of third reading.

Mr. Noyes moved to take from the table the following resolution :

Resolved (the Senate concurring), That when this House adjourn on Friday, the 11th day of April next, it be without day.

Which motion did not prevail.

GENERAL ORDER.

On motion of Mr. Noyes,

The House went into committee of the whole on the general order,

Mr. Van Aken in the chair.

After some time spent therein, the committee rose, and through the chairman made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 210, entitled

A bill providing for the location, establishment, and maintenance of an additional Asylum for the insane;

2. House bill No. 235, entitled

A bill to amend section 36 of chapter 195 of the compiled laws of 1871, relative to the action of ejectment, being section 6238;

3. House bill No. 237, entitled

A bill to provide for the incorporation of ecclesiastical bodies and societies;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

4. House bill No. 233, entitled

A bill to compel railroads of the State of Michigan to use the air-brake upon passenger trains;

And have directed their chairman to report the same back to the House with the recommendation that it be recommitted to the committee on railroads;

The committee of the whole have also had under consideration the following entitled bills:

5. House bill No. 230, entitled

A bill for the protection of the State Treasury;

6. House bill No. 234, entitled

A bill to authorize the board of supervisors of Ionia county to apportion and cause to be levied a tax, in the year A. D. 1873, upon certain portions of fractional school district No. 5 of the townships of Portland, Danby, Orange, and Sebewa;

7. House bill No. 236, entitled

A bill for the limitation of actions relating to real estate in certain cases by persons absent from the United States;

8. House bill No. 238, entitled

A bill to compel manufacturing establishments to allow their employes one hour for dinner ;

9. Senate bill No. 96, entitled

A bill to provide for the disinterment of dead bodies in certain cases, for the purpose of holding inquests thereon ;

10. Senate bill No. 130, entitled

A bill to amend an act entitled "An act to authorize proceedings in garnishment in the circuit courts and the district courts of the Upper Peninsula," approved March 16, 1861, being chapter 202 of the compiled laws of 1871, by adding a new section thereto, to stand as section 50 ;

11. House bill 241, entitled

A bill to amend section 1 of an act to prevent the adulteration of coal oil, being section 7731, chapter 250 of the compiled laws of 1871 ;

12. House bill 242, entitled

A bill to detach sections 1, 2, 3, 4, 5, 6, 11, 12, and 13, in town 13 north, of range 4 east, and sections 6, 7, 17, and 18, and fractional sections 5, 8, 9, and 16, in town 13 north, of range 5 east, from the county of Saginaw, and attach the same to the county of Bay ;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

G. W. VAN AKEN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brunson,

The House concurred in the amendments made to the first three named bills by the committee, and they were placed on the order of third reading.

On motion of Mr. Lockwood,

The House concurred in the recommendation of the committee relative to the fourth named bill, and it was recommitted to the committee on railroads.

The last eight named bills were placed on the order of third reading.

Mr. Welker moved that the House adjourn ;

Which motion did not prevail.

On motion of Mr. Lockwood,

The House took a recess until 7½ o'clock this evening.

EVENING SESSION.

7½ o'clock P. M.

The House met and was called to order by the Speaker.

Roll called : quorum present.

The House took up the

SPECIAL ORDER,

On motion of Mr. J. Walker,

The House went into committee of the whole on the special order,

Mr. Remer in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report :

The committee of the whole have had under consideration the following entitled bill :

Senate bill No. 50, entitled

A bill to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

L. T. REMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Cady,

The House concurred in the amendments made to the bill

by the committee, and they were placed on the order of third reading.

On motion of Mr. Thomas,

The amendments to the bill were ordered printed in the journal.

They are as follows:

The Senate amended the bill as follows:

First. By striking out all of section 5 and inserting the following to stand as section 5:

Sec. 5. Said commissioner shall receive a salary of four thousand dollars per annum. He shall hold his office in the State building, at the city of Lansing. The incidental expense of his office shall be audited by the Board of State Auditors. He may employ a clerk to discharge such duties as he shall assign him, whose compensation shall be one thousand dollars per annum, which shall be paid to him monthly, on the certificate of the Commissioner of Railroads, and upon the warrant of the Auditor General. Said Commissioner shall be granted by the several railroad companies of this State a free passage on any train passing over their road, when in the performance of his duties.

Second. By striking out all of section 6, and inserting the following to stand as section 6:

Sec. 6. The salary of the Commissioner shall be paid from the State Treasury in the same manner as are salaries of other State officers payable therefrom. To reimburse the State Treasury for the amount payable for the salary of the Commissioner, the Auditor General shall, upon the approval of this act, and in the month of January of each year thereafter, levy and assess the amount thereof upon the railroads doing business within this State, and liable to pay a specific tax under the laws thereof, that is to say, upon each of said railroad companies an amount *pro rata* to the amount of specific taxes computed or estimated, as the case may be, as required by law for and payable during the year next preceding the time of

such levy and assessment, and the amount so levied and assessed shall be paid into the State Treasury before the first day of June next following the date at which said levy and assessment shall be made, and all the provisions of law applicable to the computation or estimate of specific taxes, and to the collection thereof, and of interest and penalty thereon, and to the liens of the State therefor, shall apply to any amount levied under this section.

Third. By striking out all of section 17, and inserting the following to stand as section 17:

Sec. 17. Whenever, in the opinion of the commissioner of railroads, the safety of the public would be more efficiently secured by stationing a flagman to signal trains where a highway or street is crossed by any railroad, or when one railroad crosses or intersects another railroad, or by the building of a gate or bridge at such highway, street, or railroad crossing or intersection, he shall direct the corporation, or corporations, owning or operating any such railroad or railroads, to station a flagman, or to erect and maintain a bridge or gate at such crossing as the public safety may demand; and in case such flagman is directed to be stationed, or gate or bridge directed to be erected and maintained where one railroad crosses or intersects another, the expense thereof shall be borne jointly in equal proportions by such railroads. Any corporation or corporations neglecting or refusing to construct such gate or bridge, or to maintain such flagman so directed as aforesaid, shall each forfeit for every such neglect or refusal the sum of one hundred dollars, and the further sum of ten dollars for every day which such neglect or refusal shall continue; and if said flagman shall neglect to display his flag, or perform such other duties as may be required of him by said commissioner, he shall for every such neglect be liable for all damages sustained by any person by reason or such neglect, to be recovered in an action of tort: *Provided*, The corporation owning or operating any such railroad shall not be released from liability therefor,

but shall be subject to the same liability at the option of the aggrieved party.

The House amended the bill as follows :

First. By striking out all of section 5, after the words "Auditor General ;"

Second. By inserting in amended section 5, after the words, "the incidental expenses of his office," the words, "together with all actual cash outlay for railroad fares ;"

Third. By adding at the end of line 33, section 7, the words, "including amounts paid for the use of palace and sleeping cars ;"

Fourth. By adding at the end of line 26, section 7, the words, "including the mileage of rented cars ;"

Fifth. By striking out in line 2, section 8, the words "To his duty as such commissioner," and inserting in lieu thereof the words "To the duties of his office, relating to the management of their respective corporations ;"

Sixth. By inserting in line two, section 16, after the word "terminate," the words, "at the same place ;"

Seventh. By inserting in line 3, section 16, after the word "terminating," the words "at the same place ;"

Eighth. By striking out in line 3, section 19, the word "shall" and inserting in lieu thereof the words "may if he deem it expedient."

Mr. Thomas moved to reconsider the vote by which the House refused to pass

House joint resolution No. 17, entitled

Joint resolution relative to the appointment of an agent for the collection of the amount due from the United States to the State of Michigan, on account of lands in this State disposed of by Indian reservation, military warrants, and land scrip, issued for military services in the wars of the United States ;

Which motion did not prevail.

On motion of Mr. Lockwood,

Joint resolution concerning the State swamp lands in certain counties,

Was made the special order for to-morrow.

On motion of Mr. Cady,

The House adjourned.

Lansing, Wednesday, March 26, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Representative Welker.

Roll called: quorum present.

Absent without leave, Messrs. Scott, B. Walker, F. Walker, and Warren.

Mr. Briggs asked and obtained leave of absence for Mr. F. Walker for the day.

Mr. Hertzler asked and obtained leave of absence for Mr. B. Walker for the day.

Mr. Rich asked and obtained leave of absence for Mr. Warren for the day.

Mr. Kipp asked and obtained leave of absence indefinitely, on account of sickness.

PRESENTATION OF PETITIONS.

By Mr. Hoyt: Memorial of Plymouth Church in Lansing on the subject of intemperance;

Referred to the committee on judiciary.

The following is the memorial: .

To the Honorable, the Legislature of Michigan:

The members of Plymouth Church of the city of Lansing would respectfully represent that, whereas, certain parties are desiring your honorable body to propose an amendment to the Constitution under which we may return to the old system of licensing the sale of intoxicating drinks, we most earnestly

protest against such a step backward in the cause of humanity. It is no argument, that the prohibitory system has not removed the evils of intemperance. As well might we have told Grant six weeks before the capture of Richmond that his campaign was a failure, and advised him to take his army back into the "Wilderness."

True, intemperance is still working greater devastation than our army met around Richmond, or in the Wilderness; but now, as then, the indications are, that the *crisis is at hand*. This is shown in the enforcement of the law in so many places through the State; but still more in the desperate efforts of interested parties to change the law. They perceive that they cannot ultimately resist it, and they hope to "gain time" at least by *re-opening the question*, and that in a manner that will keep it open for two years to come. They will say the Legislature has virtually condemned the law by referring the subject back to the people; and they will resist the law with redoubled pertinacity.

Six thousand liquor dealers ask for a change in the law. Do *they* ask this in the interest of temperance? Do they not virtually say: "The present law interferes with our business, and under it we shall soon find our 'occupation gone.' In old times we were slightly troubled with a license law. We shall resist the present law to our utmost, and *therefore* you ought to repeal it, and give us a license law, which will give us peace."

When, in the history of our race, was any crime diminished by licensing it, under the specious plea of "regulating" it? If we can distinguish at all between right and wrong, a business which creates widespread taxation, beggary, broken hearts, sickness, and death is a *crime*, and should be—as the sale of intoxicating drinks now is—branded as crime by the law, and penalties provided and enforced sufficient to make it as rare as other crimes against the persons, and property, and peace of men. And we simply submit the question whether the perpe-

trators of crime are the persons who should dictate to your honorable body the terms of the law you are to make for its suppression.

We deem the present law wise in its design, and ample in its provisions to secure the desired end, with one or two exceptions. It is found, as a general thing, that the officers whose duty it is to enforce the law, elected as they are on political tickets, will not do it. The objections to its being done by private citizens are numerous. The seller honestly (reasoning from his standpoint) resists such interference with his business. A private citizen cannot afford the time, expense, and annoyance of such a work; and until provision is made for officers who shall be free from all entangling alliances, political or otherwise, the violators of the law know their advantage. With this deficiency remedied, and a provision that the ordinary signs, appendages, and advertising of liquor selling places shall be *prima facie* evidence of violation of law, we believe all men will soon see the futility of resisting the law, and the ruin which results from the open sale of intoxicating drinks will measurably cease.

We ask that you will strengthen, and not weaken the law. Our appeal is borne to you with the cry that comes up from every prison, and every almshouse and asylum in the land; from the crushed hearts and desolated homes of thousands of abused wives and neglected children; from the oppressed taxpayers who pay hundreds of thousands annually as a direct result of the liquor traffic; from the thousands fast going down, and the countless host who have gone down, to drunkard's graves.

I hereby certify that the above memorial was unanimously adopted by Plymouth Church at a regular meeting of said Church, held Thursday evening, March 20th, 1873.

E. V. W. BROKAW, *Church Clerk.*

By Mr. Howard: Remonstrance of W. M. Egan, Alex. English, Henry S. Halsted, and 36 others, vessel owners and resi-

dents of the city of Chicago, against the bridging of Detroit and St. Clair rivers ;

Referred to the committee on federal relations.

The following is the remonstrance :

To the Legislature of the State of Michigan, in Senate and House :

The undersigned, residents of Chicago, and all persons interested in lake navigation, respectfully but earnestly ask that you take no action indorsing or encouraging the building of a railroad bridge across Detroit or St. Clair rivers at any point.

We believe a bridge would not relieve the business of railroads, and would be a great damage to the large shipping interests of the lakes.

For the above and many other reasons the undersigned, vessel owners, and others of the city of Chicago, very respectfully ask your honorable body to withhold your consent to the construction of a bridge across the Detroit river.

And your petitioners will ever pray.

By Mr. Edwards : Remonstrance of E. B. Ward, A. E. Bissell & Son, Wm. D. Morton & Co., and 180 others, including a majority of the members of the board of trade of Detroit, against the bridging of Detroit and St. Clair rivers.

Referred to the committee on federal relations.

The following is the remonstrance :

To the Legislature of Michigan, in Senate and House :

The undersigned, members of the board of trade, at Detroit, respectfully, but earnestly, ask that you take no action asking the Congress of the United States to authorize the bridging of Detroit or St. Clair rivers, at this or at any point.

We would state that at two or three well attended meetings of the board, within the last year, resolutions have been passed *against* bridging the river, and that at a meeting of said board, held not long since, at which a resolution was passed and laid before you *in favor* of a bridge, not over forty members were present and not over ten voted for the resolu-

tion, which is not, therefore, an expression of the views of even a considerable minority, much less of a majority, of our board of trade.

By Mr. Haire: Petition of the common council of the city of Grand Haven asking for the passage of the bill amending the charter of Grand Haven city;

Referred to the committee on municipal corporations.

The following is the petition:

To the Honorable Senate and House of Representatives of the State of Michigan in the Legislature assembled:

We, the undersigned, the members of the Common Council of the city of Grand Haven, having heretofore presented a petition to your honorable body praying for the passage of sundry amendments to the charter of said city,—among which proposed amendments was one providing for the election of one supervisor for each of the four wards of said city,—to the passage of which a remonstrance has been made by the supervisors of certain townships of the county of Ottawa, respectfully represent that the city of Grand Haven is now rapidly increasing in population, and bids fair to continue to do so for a long time to come. At the general election in the fall of 1872 there were near 1,200 voters on the registration lists in said city, being an increase of nearly 300 over the number at the charter election in April preceding, and your petitioners believe that there are at the present time from 1,400 to 1,500 voters within the limits of said city; besides which there is a large alien population not represented on the registration lists.

Your petitioners believe, that if population, wealth, and business interests were to be made a basis of representation on the board of supervisors, the said city would be entitled to a representation equal to that prayed for in their said former petition. But they say that the said application for a supervisor for each ward was not made on account of any supposed advantage it would give the city of Grand Haven on the board of supervisors of said county of Ottawa, as, in their opinion, no questions are likely to arise on said board where it will

make any difference whether said city is represented by four instead of three supervisors or not. And since it is usual in the corporation of cities to provide for the election of a supervisor for each ward, and it is more in keeping with the statutes of the State relating to taxation that each ward should have one supervisor, your petitioners asked for the aforesaid amendment to their city charter among the others presented.

Your petitioners, therefore, now ask, as they have heretofore asked, for the passage of the said amendment as originally presented.

Dated Grand Haven, March 22, 1873.

By Mr. Fancher: Remonstrance of S. W. Hopkins and 78 others, of Isabella county, against the repeal of the prohibitory liquor law; and asking the appointment of a State constabulary and the making of signs, etc., *prima facie* evidence of the sale of liquor;

Referred to the committee on judiciary.

By Mr. Hertzler: Petition of Hon. L. Frendenburg and 255 others, for the repeal of the prohibitory liquor law, and the submission to the people of a constitutional amendment relative to that subject;

Also: Petition of Charles Kruner and 55 others, for the same purpose;

Also: Petition of John Wahl and 14 others, for the same purpose;

Referred to the committee on judiciary.

By Mr. Noyes: Petition of G. H. Coleman and 18 others, of Chelsea, relative to the tax on insurance companies;

Referred to the committee on insurance.

Mr. Priest, leave being granted, moved to take from the table House bill No. 161, entitled

A bill to amend section 2, of chapter 41, of the compiled laws of 1871,

Which motion prevailed.

On motion of Mr. Priest,

The bill was placed on the order of third reading.

REPORTS OF STANDING COMMITTEES.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred

A bill to grant a special charter to the village of Morenci, heretofore incorporated by the board of supervisors of the county of Lenawee,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. J. SPEED, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Striker,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Gilmore,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred Senate manuscript bill, entitled

A bill to amend sections 4, 14, 36, 45, 46, 47, 48, 50, 52, and 53 of act No. 352 of the session laws of 1867, being an act entitled "An act to set off and incorporate a portion of the townships of Grand Haven and Spring Lake, in the county of Ottawa, into a city by the name of the city of Grand Haven," approved March 16, 1867, and to add five new sections thereto to stand as sections 91, 92, 93, 94, and 95,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the

bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Priest,

The House concurred in the amendments made to the bill by the committee.

Mr. Haire moved that the rules be suspended and the bill be placed on the order of third reading ;

Which motion did not prevail.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred Senate bill No. 187, entitled

A bill to re-incorporate the village of Alma,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Striker,

The House concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on railroads :

The committee on railroads, to whom was referred

A bill to provide for the assessment and taxation of lands known as railroad lands,

Respectfully submit the following majority report :

It seems, to your committee, that simple justice to the people demands that some such measures as those embraced in this

bill should be incorporated into the laws of this State. In many of the northern counties, the lands heretofore exempted from taxation comprise nearly one-half their territory; and the value of these exempted lands, as shown by the sales made by the companies to whom they were granted, is several times the cost of the construction of the road in every instance.

The settlers in the vicinity of these exempted lands have not only encountered all the privations and hardships incident to pioneer life, but have been compelled to bear alone exorbitant burdens of taxation for the development and improvement of the country.

As a matter of necessity, as well as for their own convenience, they have built roads and school-houses, and made numerous other public improvements, which have enhanced the value of railroad lands equally with their own.

The legal and constitutional questions involved in the bill having been referred to a special committee of this House and the same subject having been fully and ably discussed by the Senate committee on railroads, your committee has not deemed it advisable to enter upon a discussion of legal points in this report.

Without halting to question the wisdom of the unjust discrimination made against the people, and in favor of wealthy corporations in the past, your committee think it high time its further continuance is arrested, and therefore report the bill back to the House, and very earnestly recommend its passage, and ask to be discharged from the further consideration of the subject.

E. C. WATKINS, *Chairman.*

E. O. ROSE,

F. WALKER.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills:

1. House bill, No. 100, entitled

A bill to repeal act number 475 of the session laws of 1871, entitled "An act to provide for laying out and constructing a State road in the townships of Muzzy and Lynn, in the county of St. Clair, State of Michigan, and making an appropriation of non-resident highway tax to aid in constructing the same, to be known as the Muzzy and Lynn State Road," approved April 17, 1871;

2. House bill No. 75, entitled

A bill to amend section 10 of act No. 406 of the session laws of 1869, being an act appropriating non-resident highway taxes in the county of Sanilac for the construction of a certain ditch in said county of Sanilac;

3. House bill No. 92, entitled

A bill to provide punishment for fraudulently removing or embezzling goods and chattels, leased or subject to contracts of purchase;

4. House bill No. 282, entitled

A bill to change the name of the First German Protestant St. John's Church of Detroit, and legalize certain acts and proceedings thereof, and confirm the title to certain lands held by them;

5. House bill No. 91, entitled

A bill to vacate and discontinue a certain State road in the township of Jamestown, in the county of Ottawa;

6. House bill No. 154, entitled

A bill to authorize the purchase and improvement of grounds in a cemetery, in or near Detroit, for the interment of deceased Michigan soldiers, not otherwise provided a final resting-place, and to make the necessary appropriations therefor;

7. House bill No. 119, entitled

A bill to amend section 1 of article 13, and section 5 of article 14, of act No. 348 of the session laws of 1869, entitled "An act to incorporate the village of Fenton ;"

8. House bill No. 272, entitled

A bill to detach a part of the township of Greenfield, Wayne county, Michigan, and attach the same to the township of Springwells ;

9. House manuscript bill, entitled

A bill to revise the charter of the village of Decatur, being an act entitled "An act to incorporate the village of Decatur," approved March 16, 1861.

C. D. LUCE, *Acting Chairman.*

Report accepted.

Mr. Striker, leave being granted, moved to discharge the committee on State affairs from the further consideration of Senate bill No. 233, entitled

A bill to authorize George H. Abrams to construct a dam and maintain head-gates at the outlet of Wall Lake, in the township of Hope, in the county of Barry, and to construct a race ;

Which motion prevailed.

On motion of Mr. Striker,

The bill was placed on the order of third reading.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to amend section 39 of chapter 177 of the compiled laws of 1871, being section 5230, relative to the probate courts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill provides, in addition to books and printed blanks,

for the fuel necessary for said office, which some counties refuse to provide.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to amend section 3 of an act entitled "An act to provide for the appointment of a State reporter," the same being section 5653 in chapter 180 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

Other legislation has rendered this bill unnecessary.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Striker,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to amend section 2 of chapter 201, being section 6398 of the compiled laws of 1871, relative to proceedings against debtors by attachment,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

Previous legislation has rendered this bill unnecessary.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Aken,

The bill was laid on the table.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to amend section 45 of chapter 192, being section 6119 of the compiled laws of 1871, relative to judgments and executions,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

The provisions of this bill are already provided for by law.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brunson,

The bill was laid on the table.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to amend an act entitled "An act to facilitate the commencement of suits against joint defendants residing in several counties," the same being section 5748 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This restricts the right to send a process or declaration to others than the county in which the suit was commenced, in case of guarantors and indorsers of negotiable paper.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

A bill to amend section 8 of chapter 150, being section 4210 of the compiled laws of 1871, relative to alienation by deed and the proof and recording of conveyances and canceling of mortgages,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

This bill seeks to change the number of witnesses to a deed to one, instead of two, but your committee can see no reasons sufficient to warrant such change.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. A. Walker,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to amend section 7, being section 4407, chapter 157 of the compiled laws of 1871, relative to inventory and collection of the effects of deceased persons,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This authorizes judges of probate, in cases of necessity, to direct the executor or administrator to take charge of the real estate when the interests of the heirs and creditors demand it.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill to amend section 220 of chapter 178, being section 5468 of the compiled laws of 1871, relative to *certiorari* to justices of peace,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

H. A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wixson,

The bill was laid on the table.

By the committee on judiciary :

The committee on judiciary, to whom was referred

A bill abolishing estates for life in dower and tenancy by courtesy, and creating in lieu thereof estates in fee simple, and further defining the rights, duties, and obligations of husband and wife,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill is intended to wipe out one of the few remaining life estates, which experience has taught are against public policy, and gives in lieu thereof an absolute estate of inheritance, which in many cases will not depreciate the value of the inheritance to the heir.

It restores the rights of husbands to the benefits of ancient marital rights of tenant by courtesy, and places husbands and wives on the same great plane where the marriage contract rules of civilization suppose them to exist.

The bill also expressly declares that the law which made a

husband liable for his wife's debts contracted before marriage, shall be abrogated, with the reasons of its establishment, namely: the transfer of the title of personal estate of the wife to the husband, and the control of her real estate during marriage.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to amend section 1 of chapter 153 of the compiled laws of 1871, relative to title to real property by descent, being section 4309,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill gives the property of husband and wife to the survivor in case of no issue, and in case of no husband or wife it shall go equally to the father and mother of the deceased.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was re-referred

Senate bill No. 54, entitled

A bill to detach certain territory from the town of Taymouth in Saginaw county, and attach the same to the town of Spaulding, in said county,

Your committee, in consequence of the fact that in attaching South Saginaw to East Saginaw it only left in the town

of Spaulding one justice of the peace, one highway commissioner, and one school inspector, and in order that the township may be reorganized,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wixson,

The House concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

REPORTS OF SPECIAL COMMITTEES.

The special committee on the purchase of the Stanley painting, to whom was referred

A bill providing for the purchase by the State of Prof. Bradish's painting of Dr. Houghton,

Would respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the recommendation that it do not pass. Your committee would further state that they have delayed this report to this time that they might gather all possible information upon the subject. A large number of persons, who were old acquaintances of the Doctor, have been interrogated either personally or by mail, and with only one exception, they have given unfavorable answers as to the likeness of the picture. Your committee, therefore, in consideration of these opinions, would respectfully submit the above report, and ask to be discharged from the further consideration of the subject.

HENRY GORDON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Aken,

The bill was laid on the table.

MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE, }
Lansing, March 25, 1878. }

To the House of Representatives:

I have this day approved, signed, and deposited in the office of the Secretary of State the following entitled acts:

1. An act to detach a part of the township of Greenfield, Wayne county, and attach the same to the township of Springwells;

2. An act to provide punishment for fraudulently removing or embezzling goods and chattels leased or subject to contracts or purchase;

3. An act to reorganize the ninth and fourteenth judicial circuits, and to create the twentieth judicial circuit;

4. An act to amend section 10 of act 406 of session laws of 1869, being an act appropriating certain highway taxes for the construction of a ditch in Sanilac county;

5. An act to legalize the tax roll of the township of Bingham, in Clinton county, for the year 1872;

6. An act to authorize the Bay City and Salzburgh Bridge company to issue bonds, etc.

JOHN J. BAGLEY.

The message was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }
Lansing, March 26, 1878. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to re-transmit the following bill:

Senate bill No. 6, entitled

A bill in relation to challenges of jurors in criminal cases;

Which the House amended by striking out in line 2 of section 1 the word "an," and inserting "a partial" in lieu thereof;

And to inform the House that the Senate has non-concurred in the same.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. L. Walker moved that the House insist on its amendments to the bill;

Which motion prevailed, by yeas and nays, as follows;

YEAS.

Mr. Ackley,
Bailey,
Bottomley,
Buell,
Cobb,
Dinturff,
Drew,
Fey,
Garvelink,
Gordon,
Green,
Greusel,

Mr. Haywood,
Hertzler,
Hoar,
Hosner,
Markey,
Mitchell,
Noyes,
O'Dell,
Perry,
Priest,
Remer,
Ripley,

Mr. Robertson,
Simpson,
Smith,
Thompson,
A. Walker,
L. Walker,
C. W. Watkins,
E. C. Watkins,
Welch,
Wixson,
Zimmerman,
Speaker, 36

NAYS.

Mr. Briggs,
Brunson,
Carter,
Climie,
Curtis,
Edwards,
Fancher,
Haire,
Hewitt,
Howard,

Mr. Kellogg,
Knapp,
Luce,
E. R. Miller,
R. C. Miller,
Morse,
Pierce,
Rich,
Robinson,
Sanderson,

Mr. Sessions,
Shaw,
Speed,
Striker,
Van Aken,
J. Walker,
Welker,
West,
Wheeler,
Withington, 30

Mr. Speed moved that a committee of three be appointed on the part of the House, to act with a like committee on the part of the Senate, in regard to the difference existing between the two Houses in relation to the bill;

Which motion prevailed.

The Speaker announced as such committee, Messrs. Speed, L. Walker, and Hoyt.

Mr. C. W. Watkins moved that there be a call of the House ;
Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members reported absent without leave: Messrs. Rose, Gilmore, Grant, and Thomas.

On motion of Mr. Howard,

All further proceedings under the call were dispensed with.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 25, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 181, entitled

A bill to repeal section 22 of an act entitled “An act to provide for the construction of tram railways,” approved February 13, 1855, being section 2482 of the compiled laws of 1871 ;

2. Senate bill No. 182, entitled

A bill to repeal section 26 of an act entitled “An act to provide for the formation of street railway companies,” approved March 5, 1867, being section 2527 of the compiled laws of 1871 ;

Senate bill No. 238, entitled

A bill to amend an act entitled “An act to incorporate the city of Wyandotte,” being act No. 297 of the session laws of 1867, approved March 5, 1867, as amended by act No. 330 of the session laws of 1869, approved March 22, 1869, being sections 4, 6, 9, 10, 11, 12, 13, 15, 17, 18, 22, 35, 37, 38, 39, 43, 49, 52, 58, 59, 60, 61, 62, 63, 64, 66, 67, and 68, and to repeal sections 19 and 34, and to add five new sections to stand as sections 85, 86, 87, 88, and 89 ;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first and second named bills were read a first and second time by their titles, and referred to the committee on railroads.

The third named bill was read a first and second time by its title, and

On motion of Mr. Pierce,

The rules were suspended, and the bill was placed on the order of third reading.

THIRD READING OF BILLS.

House bill No. 310, entitled

A bill to amend section 71 of chapter 136 of the compiled laws of 1871, relative to the formation of school districts, and being section 3641 of the compiled laws of 1871;

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bottomley,
Buell,
Cady,
Cook,
Dinturff,
Drew,
Fey,
Garvelink,
Gordon,
Green,
Howard,

Mr. Hoyt,
Kellogg,
Knapp,
Lewis,
Lockwood,
Luce,
Perry,
Priest,
Rich,
Ripley,
Simpson,

Mr. Speed,
Striker,
Thomas,
Van Aken,
Van Scoy,
C. W. Watkins,
E. C. Watkins,
Welker,
Wheeler,
Zimmerman,
Speaker,

34

NAYS.

Mr. Bailey,
Bonine,
Briggs,

Mr. Hertzler,
Hewitt,
Hoar,

Mr. Robertson,
Sanderson,
Sessions,

Mr. Brunson,
Burns,
Chamberlain,
Climie,
Cobb,
Curtis,
Edwards,
Fancher,
Ferguson,
Greusel,
Haire,
Harris,

Mr. Hosner,
Markey,
E. R. Miller,
R. C. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Pierce,
Robinson,

Mr. Shaw,
Smith,
Thompson,
A. Walker,
J. Walker,
L. Walker,
Walton,
Welch,
West,
Withington,
Wixson,

43

Mr. Noyes moved to reconsider the vote by which the House refused to pass the bill;

Which motion did not prevail.

Mr. Rose moved to reconsider the vote by which the House refused to pass Senate bill No. 133, entitled

A bill directing the county clerks in each of the counties of this State to provide uniform ballots on constitutional amendments, and for the election of Justices of the Supreme Court and Regents of the University ;

Which motion prevailed.

The question being on the passage of the bill,

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Carter,
Chamberlain,
Climie,
Curtis,
Dinturff,
Drake,
Drew,
Edwards,

Mr. Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Knapp,
Lewis,
Lockwood,
E. R. Miller,
R. C. Miller,
Mitchell,
Morse,
Noyes,
Parsons,

Mr. Sanderson,
Sessions,
Shaw,
Simpson,
Smith,
Speed,
Striker,
Thompson,
Van Aken,
A. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
C. W. Watkins,

Mr. Fancher,
Ferguson,
Fey,
Gordon,
Green,
Greusel,
Harris,
Hertzler,

Mr. Pierce,
Priest,
Remer,
Rich,
Ripley,
Robinson,
Rose,

Mr. E. C. Watkins,
Welch,
Welker,
Wheeler,
Withington,
Wixson,
Speaker,

67

NAYS.

Mr. Bonine,
Bottomley,
Cobb,
Cook,
Garvelink,

Mr. Haire,
Markey,
O'Dell,
Perry,

Mr. Robertson,
Van Scoy,
West,
Zimmerman,

13

The question being on agreeing to the title,

Mr. Sessions moved to amend the bill by striking out all after the word "amendments;"

Which motion prevailed.

The title, as amended, was then agreed to.

On motion of Mr. Hoyt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 335, entitled

A bill to amend sections 2, 4, 5, and 6, of an act entitled "An act to provide for laying out and constructing a State road from the northern terminus of the Ovid and St. Charles State road northerly, to intersect the St. Louis and Saginaw plank road, and appropriating certain non-resident highway taxes for the construction of the same," approved March 18, 1871, being act No. 354 of the session laws of the year 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bottomley.
Briggs,
Brunson,
Buell,
Burns,
Cady,

Mr. Haire,
Haywood,
Hertzler,
Hewitt,
Hoar,
Hosner.
Howard,

Mr. Ripley,
Sessions,
Shaw,
Simpson,
Speed,
Striker,
Thompson,

Mr. Climie,
Cobb,
Cook,
Drew,
Edwards,
Ferguson,
Fey,
Gordon,
Green,
Greusel,

Mr. Hoyt,
Knapp,
Lewis,
Lockwood,
Markey,
Morse,
Perry,
Pierce,
Priest,
Remer,

Mr. Van Aken,
A. Walker,
Warren,
E. C. Watkins,
Welch,
Welker,
Wheeler,
Withington,
Wixson,
Zimmerman, 51

NAYS.

Mr. Bailey,
Bonine,
Carter,
Chamberlain,
Curtis,
Dinturff,
Drake,
Fancher,

Mr. Garvelink,
Haire,
Kellogg,
Luce,
E. R. Miller,
R. C. Miller,
Mitchell,
O'Dell,

Mr. Parsons,
Robinson,
Sanderson,
Smith,
J. Walker,
L. Walker,
Walton,
West, 24

Title agreed to.

On motion of Mr. Morse,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 322, entitled

A bill to amend section 43 of an act entitled "An act to revise the charter of the village of Hudson," approved February 27, 1867,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Carter,
Chamberlain,
Climie,

Mr. Greusel,
Haire,
Harris,
Haywood,
Hertzler,
Hewitt,
Hoar,
Hosner,
Hoyt,
Kellogg,
Lewis,
Lockwood,

Mr. Robinson,
Sanderson,
Sessions,
Simpson,
Smith,
Speed,
Striker,
Thompson,
Van Aken,
A. Walker,
J. Walker,
L. Walker,

Mr. Cobb,
Cook,
Curtis,
Dintarff,
Fancher,
Ferguson,
Fey,
Garvelink,
Gordon,
Green,

Mr. Markey,
R. O. Miller,
Mitchell,
O'Dell,
Parsons,
Perry,
Pierce,
Priest,
Remer,
Rich,

Mr. Walton,
Warren,
E. C. Watkins,
Welch,
Wheeler,
Withington,
Wixson,
Zimmerman,
Speaker,

65

NAYS.

Mr. Drew,

1

Title agreed to.

On motion of Mr. Smith,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 323, entitled

A bill to amend sections 14, 24, 57, and 84, of an act entitled "An act to incorporate the city of Alpena," approved March 29, 1871, being act number 249 of the session laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Climie,
Cobb,
Cook,
Curtis,
Dintarff,
Drake,
Drew,
Edwards,

Mr. Haire,
Harris,
Haywood,
Hertzler,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Lewis,
Luce,
Markey,
E. R. Miller,
R. O. Miller,
Mitchell,
Morse,

Mr. Robertson,
Sanderson,
Sessions,
Shaw,
Simpson,
Smith,
Speed,
Striker,
Thomas,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
J. Walker,
Walton,
Warren,
C. W. Watkins,

Mr. Fancher,
Ferguson,
Fey,
Garvelink,
Gilmore,
Gordon,
Green,
Greusel,

Mr. O'Dell,
Parsons,
Perry,
Pierce,
Priest,
Rich,
Ripley,
Robinson,
NAYS.

Mr. E. C. Watkins,
Welch,
Wheeler,
Withington,
Wixson,
Zimmerman,
Speaker,
74
0

Title agreed to.

On motion of Mr. Lockwood,

•By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 325, entitled

A bill to amend section 9 of article 6, section 1 article 10, section 1 article 14, and section 1 of article 20, of act number 233 of session laws of 1871, entitled "An act to incorporate the village of Vernon," approved March 18, 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns.
Cady,
Chamberlain,
Climie,
Cobb,
Cook,
Curtis,
Dinturff,
Drake,
Drew,
Fancher,
Ferguson,
Fey,
Garvelink.

Mr. Haire,
Haywood,
Hertzler,
Hewitt,
Hoar,
Hosner,
Hoyt,
Kellogg,
Lewis,
Lockwood,
Luce,
Markey,
E. R. Miller,
R. C. Miller,
Mitchell,
Morse,
O'Dell,
Parsons,
Perry,
Pierce,
Priest,

Mr. Robinson,
Robertson,
Sanderson,
Sessions,
Shaw,
Smith,
Striker,
Thomas,
Thompson.
Van Aken,
Van Scoy,
A. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
C. W. Watkins,
E. C. Watkins,
Wheeler,
Withington,
Wixson.

Mr. Gordon,
Green,
Greusel,

Mr. Remer,
Rich,

Mr. Zimmerman,
Speaker,

70

NAYS.

0

Title agreed to.

On motion of Mr. Van Scoy,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 328, entitled

A bill to amend section 5464 of the compiled laws of 1871, being section 216 of chapter 178 of said compiled laws, relative to justices' courts, .

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Bottomley,
Brunson,
Burns,
Cady,
Chamberlain.
Climie,
Cobb,
Cook,
Dinturff,
Drake,
Drew,
Fancher,
Ferguson,
Fey,
Garvelink,
Gordon,
Green,
Greusel,
Haire,
Harris,
Haywood,

Mr. Hertzler,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Knapp,
Lewis,
Lockwood,
Luce,
Markey,
R. C. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,
Pierce,
Priest,
Remer,
Robinson,

Mr. Robertson,
Sanderson,
Sessions,
Shaw,
Smith,
Speed,
Striker,
Thomas,
Thompson,
Van Scoy,
A. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
C. W. Watkins,
Welker,
West,
Wheeler,
Withington,
Wixson,
Zimmerman,
Speaker,

70

NAYS.

Mr. Buell,

Mr. Curtis,

Mr. E. C. Watkins, 3

Title agreed to.

House bill No. 337, entitled

A bill to organize union school district of the city of Alpena,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,

Mr. Hertzler,

Mr. Ripley,

Bailey,

Hewitt,

Robinson,

Bonine,

Hoar,

Robertson,

Brunson,

Hosner,

Sanderson,

Burns,

Howard,

Sessions,

Cady,

Hoyt,

Shaw,

Carter,

Kellogg,

Simpson,

Chimie,

Knapp,

Speed,

Cobb,

Lewis,

Striker,

Cook,

Lockwood,

Thompson,

Dinturff,

Luce,

Van Aken,

Fancher,

Markey,

Van Scoy,

Ferguson,

E. R. Miller,

A. Walker,

Fey,

R. C. Miller,

J. Walker,

Garvelink,

Mitchell,

Walton,

Gilmore,

Morse,

Warren,

Gordon,

Noyes,

E. C. Watkins,

Green,

Parsons,

Welker,

Greusel,

Perry,

West,

Haire,

Pierce,

Wheeler,

Harris,

Priest,

Wixson,

Haywood,

Rich,

Speaker, 66

NAYS.

Mr. C. W. Watkins,

1

Title agreed to.

On motion of Mr. Lockwood,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 158, entitled

A bill to provide for perfecting the record of the plat of the village of Fort Gratiot in St. Clair county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Carter,
Chamberlain,
Climie,
Cobb,
Cook,
Curtis,
Dinturff,
Drake,
Fancher,
Ferguson,
Fey,
Garvelink,
Gilmore,
Gordon,
Green,

Mr. Greusel,
Haire,
Harris,
Haywood,
Hertzler,
Hewitt,
Hoar,
Howard,
Hoyt,
Kellogg,
Lewis,
Lockwood,
Luce,
Markey,
E. R. Miller,
R. C. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,
Pieroe,
Remer,

Mr. Rich,
Robinson,
Robertson,
Sanderson,
Sessions,
Shaw,
Simpson,
Speed,
Striker,
Thomas,
Thompson,
Van Scoy,
A. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
C. W. Watkins,
Welker,
West,
Wheeler,
Wixson,
Zimmerman,
Speaker, 73

NAYS.

0

Title agreed to,

On motion of Mr. Bottomley,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 127, entitled

A bill to declare copies of certain volumes of the records of the county of St. Joseph public records,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bottomley,
Briggs,
Buell,
Burns,

Mr. Haywood,
Hertzler,
Hewitt,
Hoar,
Hosner,
Howard,

Mr. Robertson,
Sanderson,
Sessions,
Shaw,
Simpson,
Smith,

Mr. Cady,
Carter,
Chamberlain.
Climie,
Cobb,
Cook,
Dinturff,
Drake,
Drew,
Fancher,
Ferguson,
Fey,
Garvelink,
Gilmore,
Gordon,
Green,
Greusel,
Haire,
Harris,

Mr. Hoyt,
Kellogg,
Lewis,
Lockwood,
Luce,
Markey,
E. R. Miller,
R. C. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Pierce,
Priest,
Remer,
Rich,
Robinson,

Mr. Speed,
Striker,
Thomas,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
C. W. Watkins,
E. C. Watkins,
Welker,
West,
Wheeler,
Wixson,
Zimmerman,

73

NAYS.

0

Title agreed to.

On motion of Mr. Parsons,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 184, entitled

A bill to amend section 20 of an act entitled "An act to regulate the manufacture and provide for the inspection of salt," approved March 6th, 1869, being section 1477, chapter 33 of the compiled laws of 1871 ;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Cady,

Mr. Harris,
Haywood,
Hertzler,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,

Mr. Robinson,
Robertson,
Sanderson,
Sessions,
Shaw,
Simpson,
Smith,
Speed,
Striker,

Mr. Carter, Chamberlain. Climie, Cobb, Cook, Curtis, Dinturff, Drake, Drew, Edwards, Fancher, Ferguson, Fey, Garvelink, Gilmore, Gordon, Green, Haire,	Mr. Lewis, Lockwood, Luce, Markey, E. R. Miller. R. C. Miller. Mitchell, Morse, Noyes, O'Dell, Parsons, Perry, Pierce, Priest, Remer, Rich, Ripley,	Mr. Thomas, Thompson, Van Aken, Van Scoy, A. Walker, J. Walker, L. Walker, Walton, Warren, C. W. Watkins, E. C. Watkins, Welker, West, Wheeler, Wixson, Zimmerman, Speaker,
		79
	NAYS.	0

Title agreed to.

House bill 241, entitled

A bill to amend section 1 of an act to prevent the adulteration of coal oil, being section 7731, chapter 250 of the compiled laws of 1871,

Was read a third time, and, pending the taking of the vote on the passage thereof,

On motion of Mr. Burns,

The bill was laid on the table.

House bill 242, entitled

A bill to detach sections 1, 2, 3, 4, 5, 6, 11, 12, and 13, in town 13 north, of range 4 east, and sections 6, 7, 17, and 18, and fractional sections 5, 8, 9, and 16, in town 13 north, of range 5 east, from the county of Saginaw, and attach the same to the county of Bay,

Was read a third time, and, pending the taking of the vote on the passage thereof,

On motion of Mr. Wixson,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the order of

THIRD READING OF BILLS.

The question recurring on the passage of House bill No. 242, entitled

A bill to detach sections 1, 2, 3, 4, 5, 6, 11, 12, and 13, in town 13 north, of range 4 east, and sections 6, 7, 17, and 18, and fractional sections 5, 8, 9, and 16, in town 13 north, of range 5 east, from the county of Saginaw, and attach the same to the county of Bay;

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bailey,
Bartholomew,
Bonine,
Cady,
Carter,
Drew,
Green,
Greusel,

Mr. Haywood,
Hertzler,
Hosner,
Lewis,
Markey,
E. R. Miller,
Perry,
Remer,

Mr. Shaw,
Speed,
Thomas,
A. Walker,
C. W. Watkins,
Welch,
Wheeler,

23

NAYS.

Mr. Ackley,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Chamberlain,
Olimie,
Cobb,
Cook,
Curtis,
Dinturff,
Drake,
Edwards,
Fancher,

Mr. Haire,
Harris,
Hewitt,
Hoar,
Howard,
Kellogg,
Luce,
R. C. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Pierce,
Priest,

Mr. Robertson,
Sanderson,
Sessions,
Simpson,
Striker,
Van Aken,
Van Scoy,
J. Walker,
L. Walker,
Walton,
Warren,
E. C. Watkins,
Welker,
West,
Withington,

Mr. Fey,
Garvelink,
Gilmore,
Gordon,

Mr. Rich,
Ripley,
Robinson,

Mr. Wixson,
Zimmerman,
Speaker,

55

Mr. Carter, leave being granted, offered the following :

Resolved, That the use of this Hall be allowed to Ida Glenwood on the evening of Tuesday next, to deliver her lecture on "Woman's Sphere ;"

Which was adopted.

House bill No. 238, entitled

A bill to compel manufacturing establishments to allow their employes one hour for dinner,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. E. C. Watkins moved to amend the bill by adding thereto the following to stand as section 3 :

Sec. 3. The provisions of this act shall not extend to those employes necessarily engaged in repairing or fitting up the machinery or power of the establishment during the hour it may be stopped for such meal ;"

Which motion did not prevail.

On motion of Mr. Buell,

The vote by which the House refused to amend the bill was reconsidered.

Mr. Thomas moved to lay the bill on the table ;

Which motion did not prevail.

The motion to reconsider did not then prevail.

Mr. C. W. Watkins moved to amend the bill by adding the following to section 1: "When not otherwise provided by contract."

Pending which,

On motion of Mr. Buell,

The bill was referred to the committee of the whole, and placed on the general order.

On motion of Mr. Withington,

The House took up the order of

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER,
Lansing, March 26, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 305, entitled

A bill to revise the amended charter of the city of Jackson,
And to inform the House that the Senate has amended the same as follows :

1. By striking out the word “ new ” in line 20, section 2, title 1 ;
2. By striking out the word “ first ” in line 22, section 2, title 1 ;
3. By inserting in line 4 of section 3, title 1, after the word “ city ” the words “ having the largest circulation ; ”
4. By striking out in line 11 of section 7, title 2, the words “ one or more papers ” and inserting in lieu thereof the words “ the two papers having the largest circulation ; ”
5. By striking out in line 18, section 9, title 3, the words “ one or more newspapers ” and inserting in lieu thereof “ the two newspapers having the largest circulation ; ”
6. By striking out in line 8, section 10, title 3, the words “ some one of ” and inserting in lieu thereof “ two,” and inserting after the word “ newspaper ” the words “ having the largest circulation ; ”
7. By striking out in line 10 of section 2, title 5, the words “ two-thirds ” and inserting in lieu thereof “ three-quarters ; ”
8. By striking out in line 12 of section 3, title 5, the words “ one or more ” and inserting “ the ; ” and inserting after the word “ newspapers ” the words “ having the largest circulation ; ”
9. By striking out in line 6 of section 6, title 5, the word “ a ” and inserting in lieu thereof the words “ the two ; ” and

inserting after the word "newspaper" the words "having the largest circulation ;"

10. By adding to section 12, title 5, the following: "all city advertisements, ordinances, and notices shall be published in the two newspapers having the largest circulation ;"

11. By striking out in line 2, section 5, title 6, the word "one," and inserting "one-half of one" in lieu thereof ;

12. By striking out in line 2, section 7, title 6, the word "twenty," and inserting in lieu thereof the word "ten ;"

13. By striking out all of section 9, title 6, after the word "make" in line 2 ;

14. By inserting in line 1 of section 10, title 6, after the word "board" "or any officer appointed by said board ;"

15. By inserting in line 1, section 15, title 6, after the word "board" the words "shall be fixed by the board with the concurrence of the common council ;" also by inserting in same line after the word "and," the words "together with the salaries ;"

16. By striking out in section 15, title 6, all after the word "just" in line 4, to and including the word "the" in line 5 ;

17. By striking out in line 2 of section 16, title 6, after the word "in," the word "a" and inserting in lieu thereof the word "the ;" also by striking out in line 3 of same section the word "Jackson" and inserting in lieu thereof the word "two ;" also by striking out the word "paper," and inserting in lieu thereof the words "papers having the largest circulation ;"

18. By inserting in line 2 of section 17, title 6, after the word "compensation," the words, "the common council concurring therein ;"

19. By inserting in line 2 of section 17, title 6, after the word "other," the word "subordinate ;"

20. By striking out, in the same section, all after the word "the" in line 3, to and including the word "may" in line 4, and inserting in lieu thereof the words, "said board may deem necessary and ;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Drew moved that the House concur in the amendments made to the bill by the Senate,

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Bailey,	Mr. Hoar,	Mr. Shaw,
Bonine,	Howard,	Simpson,
Briggs,	Hoyt,	Smith,
Brunson,	Kellogg,	Speed,
Burns,	Knapp,	Striker,
Cady,	Lewis,	Thomas,
Carter,	Lockwood,	Thompson,
Chamberlain,	Luce,	Van Aken,
Climie,	Markey,	Van Scoy,
Cobb,	R. C. Miller,	A. Walker,
Cook,	Mitchell,	J. Walker,
Dinturff,	Morse,	L. Walker,
Drake,	Noyes,	Walton,
Drew,	O'Dell,	Warren,
Edwards,	Parsons,	C. W. Watkins,
Fancher,	Perry,	E. C. Watkins,
Ferguson,	Pierce,	Welch,
Fey,	Priest,	Welker,
Garvelink,	Remer,	West,
Gordon,	Rich,	Wheeler,
Green,	Ripley,	Withington,
Greusel,	Robinson,	Wixson,
Haire,	Robertson,	Zimmerman,
Haywood,	Sanderson,	Speaker,
Hewitt,	Sessions,	

74

NAYS.

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The bill was then referred to the committee on engrossment and enrollment, for enrollment.

Senate bill No. 221, entitled

A bill to grant a special charter to the village of Morenci,

heretofore incorporated by the board of supervisors of the county of Lenawee,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Gilmore moved to reconsider the vote by which the House concurred in two of the amendments made to the bill by the committee on municipal corporations, namely: by inserting in line 50, section 3, article 6, after the word "stallion," the word "dog;" and by inserting in line 53 of same section, after the word "age" the words "or unmarried women;"

Which motion prevailed.

The question being on concurring in said amendments, the same were not concurred in.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Haywood,	Mr. Robinson,
Bailey,	Hewitt,	Robertson,
Bonine,	Hoar,	Sanderson,
Bottomley,	Howard,	Sessions,
Briggs,	Hosner,	Simpson,
Brunson,	Hoyt,	Smith,
Cady,	Kellogg,	Speed,
Chamberlain,	Knapp,	Striker,
Climie,	Lewis,	Thompson,
Cobb,	Lockwood,	Van Aken,
Cook,	Luce,	Van Scoy,
Curtis,	Markey,	A. Walker,
Dinturff,	R. C. Miller,	J. Walker,
Drake,	Mitchell,	Walton,
Edwards,	Morse,	Warren,
Fancher,	Noyes,	C. W. Watkins,
Ferguson,	O'Dell,	E. C. Watkins,
Fey,	Parsons,	Welker,
Garvelink,	Perry,	West,
Gilmore,	Pierce,	Wheeler,
Gordon,	Priest,	Withington,
Green,	Remer,	Wixson,
Greusel,	Ripley,	Speaker,
Haire,		

NAYS.

Mr. Carter,

1

Title agreed to.

On motion of Mr. Gilmore,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 230, entitled

A bill for the protection of the State Treasury,

Was read a third time, and, pending the taking of the vote on the passage thereof,

On motion of Mr. Withington,

The bill was recommitted to the committee on ways and means.

Senate bill No. 130, entitled

A bill to amend an act entitled "An act to authorize proceedings in garnishment in the circuit courts and the district courts of the Upper Peninsula," approved March 16, 1861, being chapter 202 of the compiled laws of 1871, by adding a new section thereto, to stand as section 50,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Briggs,
Brunson,
Burns,
Cady,
Carter,
Chamberlain,
Climie,
Cobb,
Cook,
Curtis,
Dinturff,
Drake,
Drew,
Edwards,

Mr. Greusel,
Haire,
Haywood,
Hewitt,
Hoar,
Howard,
Hoyt,
Kellogg,
Knapp,
Lewis,
Luce,
Markey,
R. C. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,

Mr. Ripley,
Robinson,
Robertson,
Sanderson,
Sessions,
Shaw,
Speed,
Striker,
Thomas,
Thompson,
Van Scoy,
A. Walker,
J. Walker,
L. Walker,
Warren,
E. C. Watkins,
Welker,

Mr. Fancher, Ferguson, Fey, Garvelink, Gilmore, Gordon, Green,	Mr. Parsons, Perry, Pierce, Priest, Remer, Rich,	Mr. West, Wheeler, Withington, Wixson, Zimmerman, Speaker,	70
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NAYS.

Mr. Smith,	Mr. Van Aken,	2
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Title agreed to.

Senate bill No. 26, entitled

A bill to provide for the disinterment of dead bodies in certain cases, for the purpose of holding inquests thereon,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley, Bailey, Bartholomew, Bonine, Briggs, Brunson, Burns, Cady, Carter, Chamberlain, Climie, Cobb, Cook, Curtis, Dinturff, Drew, Edwards, Fancher, Ferguson, Fey, Garvelink, Gilmore, Gordon,	Mr. Green, Greusel, Haire, Haywood, Hewitt, Hoar, Howard, Hoyt, Kellogg, Knapp, Luce, Markey, R. C. Miller, Mitchell, Morse, Noyes, O'Dell, Parsons, Perry, Priest, Remer, Rich, Ripley,	Mr. Robinson, Robertson, Sanderson, Sessions, Simpson, Smith, Striker, Thomas, Thompson, Van Aken, Van Scoy, A. Walker, J. Walker, Walton, Warren, E. C. Watkins, Welch, Welker, Wheeler, Withington, Wixson, Zimmerman, Speaker,	69
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NAYS.

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Title agreed to.

On motion of Mr. Howard,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 236, entitled

A bill for the limitation of actions relating to real estate in certain cases by persons absent from the United States,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bailey,	Mr. Ferguson,	Mr. Robinson,
Bartholomew,	Gordon,	Robertson,
Bonine,	Haywood,	Sanderson,
Brunson,	Hoar,	Sessions,
Burns,	Hoyt,	Shaw,
Cady,	Knapp,	Striker,
Carter,	Lewis,	Thomas,
Climie,	Luce,	Thompson,
Cobb,	R. C. Miller,	Van Scoy,
Dinturff,	Mitchell,	A. Walker,
Drew,	Morse,	J. Walker,
Edwards,	O'Dell,	Warren,
Fancher,	Parsons,	E. C. Watkins, 39

NAYS.

Mr. Ackley,	Mr. Hewitt,	Mr. Smith,
Briggs,	Kellogg,	Van Aken,
Chamberlain,	Markey,	L. Walker,
Curtis,	Noyes,	Walton,
Fey,	Perry,	C. W. Watkins,
Garvelink,	Pierce,	Welker,
Gilmore,	Priest,	West,
Green,	Rich,	Wheeler,
Greusel,	Ripley,	Withington,
Haire,	Simpson,	Wixson, 30

House bill No. 234, entitled

A bill to authorize the board of supervisors of Ionia county to apportion and cause to be levied a tax, in the year A. D. 1873, upon certain portions of fractional school district No. 5 of the townships of Portland, Danby, Orange, and Sebewa,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Greusel,	Mr. Remer,
Bailey,	Haire,	Rich,
Bartholomew,	Haywood,	Ripley,
Bonine,	Hewitt,	Robinson,
Briggs,	Hoar,	Robertson,
Brunson,	Hosner,	Sanderson,
Burns,	Hoyt,	Sessions,
Cady,	Kellogg,	Shaw,
Carter,	Knapp,	Smith,
Climie,	Lewis,	Striker,
Cobb,	Luce,	Thomas,
Curtis,	Markey,	Thompson,
Dinturff,	R. C. Miller,	Van Aken,
Edwards,	Mitchell,	Van Scoy,
Fancher,	Morse,	J. Walker,
Ferguson,	Noyes,	Walton,
Fey,	O'Dell,	Welker,
Garvelink,	Parsons,	West,
Gilmore,	Perry,	Wheeler,
Gordon,	Pierce,	Wixson,
Green,	Priest,	Speaker,

63

NAYS.

Mr. L. Walker,

1

Title agreed to.

On motion of Mr. Kellogg,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 210, entitled

A bill to provide for the location, establishment, and maintenance of an additional asylum for the insane ;

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Greusel moved that there be a call of the House ;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following member was reported absent without leave: Mr. Speed.

On motion of Mr. Ferguson,

All further proceedings under the call were dispensed with.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Haire,	Mr. Robertson,
Bailey,	Haywood,	Sanderson,
Bartholomew,	Hertzler,	Sessions,
Bonine,	Hewitt,	Shaw
Briggs,	Hoar,	Simpson,
Brunson,	Hosner,	Smith,
Burns,	Hoyt,	Striker,
Cady,	Kellogg,	Thomas,
Carter,	Knapp,	Thompson,
Chamberlain,	Lewis,	Van Aken,
Climie,	Lockwood,	Van Scoy,
Cobb,	Luce,	A. Walker,
Cook,	Markey,	J. Walker,
Curtis,	E. R. Miller,	L. Walker,
Dinturff,	R. C. Miller,	Walton,
Drake,	Mitchell,	Warren,
Drew,	Noyes,	C. W. Watkins,
Edwards,	O'Dell,	E. C. Watkins,
Fancher,	Parsons,	Welch,
Ferguson,	Perry,	Welker,
Fey,	Pierce,	West,
Garvelink,	Priest,	Wheeler,
Gilmore,	Remer,	Withington,
Gordon,	Rich,	Wixson,
Green,	Ripley,	Zimmerman,
Greusel,	Robinson,	Speaker, 78

NAYS.

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The question being on agreeing to the title,

On motion of Mr. Bonine,

The title was amended by striking out the word "maintenance," and inserting the word "organization" in lieu thereof.

The title, as amended, was then agreed to.

On motion of Mr. Bonine,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 235, entitled

A bill to amend section 36 of chapter 195 of the compiled

laws of 1871, relative to the action of ejectment, being section 6238,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Haire,	Mr. Rich,
Bailey,	Harris,	Ripley,
Bartholomew,	Haywood,	Robinson,
Briggs,	Hertzler,	Robertson,
Brunson,	Hewitt,	Sanderson,
Burns,	Hoar,	Sessions,
Cady,	Hosner,	Shaw,
Carter,	Hoyt,	Simpson,
Chamberlain,	Kellogg,	Smith,
Climie,	Knapp,	Thompson,
Cobb,	Lewis,	Van Aken,
Cook,	Lockwood,	Van Scoy,
Curtis,	Luce,	A. Walker,
Dinturff,	Markey,	J. Walker,
Drew,	E. R. Miller,	Warren,
Edwards,	R. C. Miller,	C. W. Watkins,
Fancher,	Mitchell,	E. C. Watkins,
Ferguson,	Noyes,	Welch,
Fey,	O'Dell,	West,
Garvelink,	Parsons,	Wheeler,
Gilmore,	Perry,	Withington,
Gordon,	Pierce,	Wixson,
Green,	Priest,	Speaker,
Greusel,	Remer,	

71

NAYS.

Mr. L. Walker,	Mr. Walton,	Mr. Welker,	3
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Title agreed to.

House bill No. 237, entitled

A bill to provide for the incorporation of ecclesiastical bodies and societies,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Bailey,	Mr. Gordon,	Mr. Shaw,
Bonine,	Hertzler,	Striker,
Burns,	Hosner,	Thomas,

Mr. Chamberlain, Climie, Cobb. Curtis, Drake, Drew, Edwards, Fancher, Ferguson, Fey,	Mr. Knapp, Lewis, E. R. Miller, Mitchell, Noyes, Perry, Priest, Remer. Rich, Sessions, NAYS.	Mr. Thompson, Van Scoy A. Walker, Warren, E. C. Watkins, Welch, Welker, West, Speaker,
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38

Mr. Ackley, Bartholomew, Briggs, Brunson, Carter, Cook, Dinturff, Garvelink, Green, Greusel, Haire, Haywood, Hewitt,	Mr. Hoar, Hoyt, Kellogg, Lockwood, Luce, Markey, R. C. Miller, O'Dell, Parsons, Pierce, Ripley, Robinson, Robertson,	Mr. Sanderson, Simpson, Smith, Van Aken, J. Walker, L. Walker, Walton, C. W. Watkins, Wheeler, Withington, Wixson, Zimmerman,
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38

Senate bill No. 54, entitled

A bill to detach certain territory from the town of Taymouth, in Saginaw county, and attach the same to the town of Spaulding, in said county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley, Bailey, Bartholomew, Bonine, Bottomley, Briggs, Brunson, Burns, Carter, Chamberlain, Climie, Cobb,	Mr. Haire, Haywood, Hewitt, Hoar, Hosner, Hoyt, Kellogg, Knapp, Lewis, Lockwood, Luce, Markey,	Mr. Sanderson, Sessions, Shaw, Simpson, Smith, Striker, Thomas, Thompson, Van Aken, Van Scoy, A. Walker, J. Walker,
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Mr. Cook,
Curtis,
Dinturff,
Drake,
Edwards,
Fancher,
Ferguson,
Fey,
Garvelink,
Gilmore,
Gordon,
Green,
Greusel,

Mr. R. C. Miller.
Mitchell,
Noyes,
O'Dell,
Parsons,
Perry,
Pierce,
Priest,
Remer,
Rich,
Robinson,
Robertson,

Mr. L. Walker,
Walton,
Warren,
C. W. Watkins,
E. O. Watkins,
Welch,
Welker,
Wheeler,
Withington,
Wixson,
Zimmerman,
Speaker,

73

NAYS.

Mr. E. R. Miller,

1

The question being on agreeing to the title,

On motion of Mr. Ackley,

The title was amended by adding thereto the words "and to provide for the reorganization of said town of Spaulding."

The title, as amended, was then agreed to.

On motion of Mr. Ackley,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 161, entitled

A bill to amend section 2 of chapter 41 of the compiled laws of 1871,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Briggs demanded the previous question ;

The demand was not seconded.

Mr. Hoyt demanded the previous question ;

The demand was seconded, and the main question was then ordered.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,

Mr. Haywood,
Hoar,
Hosner,

Mr. Priest,
Shaw,
Thomas,

Mr. Bonine,
Drew,
Edwards,
Fancher,
Ferguson,
Garvelink,
Gordon,
Green,

Mr. Howard,
Kellogg,
Lewis,
Lockwood,
Markey,
R. C. Miller,
Mitchell,

Mr. Thompson,
Van Aken,
A. Walker,
Walton,
Warren,
C. W. Watkins,
Wheeler,

31

NAYS.

Mr. Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Carter,
Chamberlain,
Climie,
Cobb,
Cook,
Curtis,
Dinturff,
Drake,
Fey,
Gilmore,
Greusel,

Mr. Haire,
Hertzler,
Hewitt,
Hoyt,
Knapp,
Luce,
E. R. Miller,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,
Pierce,
Remer,
Ripley,
Robinson,

Mr. Robertson,
Sanderson,
Sessions,
Simpson,
Smith,
Striker,
Van Scoy,
J. Walker,
L. Walker,
E. C. Watkins,
Welch,
Welker,
West,
Withington,
Wixson,
Zimmerman,

48

Mr. Ripley moved to reconsider the vote by which the House refused to pass the bill.

On motion of Mr. Ripley,

The motion to reconsider was laid on the table.

Senate bill No. 238, entitled

A bill to amend an act entitled "An act to incorporate the city of Wyandotte," being act No. 297 of the session laws of 1867, approved March 5, 1867, as amended by act No. 330 of the session laws of 1869, approved March 22, 1869, being sections 4, 6, 9, 10, 11, 12, 13, 15, 17, 18, 22, 35, 37, 38, 39, 43, 49, 52, 58, 59, 60, 61, 62, 63, 64, 66, 67, and 68, and to repeal sections 19 and 34, and to add five new sections, to stand as sections 85, 86, 87, 88, and 89,

Was read a third time and passed, a majority of all

the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Haywood,	Mr. Robertson,
Bailey,	Hertzler,	Sanderson,
Bonine,	Hewitt,	Sessions,
Briggs,	Hoar,	Shaw,
Buell,	Hosner,	Smith,
Burns,	Hoyt,	Striker,
Carter,	Kellogg,	Thomas,
Chamberlain,	Knapp,	Thompson,
Climie,	Lewis,	Van Aken,
Cobb,	Lockwood,	Van Scoy,
Cook,	Luce,	A. Walker,
Dinturff,	Markey,	J. Walker,
Drake,	E. R. Miller,	L. Walker,
Drew,	R. C. Miller,	Walton,
Edwards,	Mitchell,	Warren,
Fancher,	Morse,	C. W. Watkins,
Ferguson,	Noyes,	E. C. Watkins,
Fey,	O'Dell,	Welch,
Garvelink,	Parsons,	Welker,
Gilmore,	Perry,	West,
Gordon,	Pierce,	Wheeler,
Green,	Remer,	Wixson,
Greusel,	Ripley,	Zimmerman,
Haire,	Robinson,	Speaker, 72
	NAYS.	0

Title agreed to.

On motion of Mr. Pierce,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 50, entitled

A bill to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Watkins moved to recommit the bill to the committee on railroads with instructions to amend the bill by striking out of section 6 the following:

“To reimburse the State Treasury for the amount payable for the salary of the Commissioner, the Auditor General shall upon the approval of this act, and in the month of January of each year thereafter, levy and assess the amount thereof upon the railroads doing business within this State, and liable to pay a specific tax under the laws thereof, that is to say, upon each of said railroad companies an amount *pro rata* to the amount of specific taxes computed or estimated, as the case may be, as required by law for and payable during the year next preceding the time of such levy and assessment, and the amount so levied and assessed shall be paid into the State Treasury the first day of June next following the date at which said levy and assessment shall be made, and all the provisions of law applicable to the computation or estimate of specific taxes and to the collection thereof, and of interest and penalty thereon, and to the liens of State therefor, shall apply to any amount levied under this section,”

Which motion did not prevail.

Mr. C. W. Watkins moved to amend the bill by striking out of section 6, all after the word “therefrom.”

Mr. C. W. Watkins demanded the yeas and nays.

The demand was seconded, and the motion did not prevail, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Greusel,	Mr. Sessions,
Bailey,	Haire,	Shaw,
Bartholomew,	Haywood,	Smith,
Bonine,	Hosner,	Striker,
Briggs,	Howard,	Thomas,
Burns,	Hoyt,	Thompson,
Cady,	Kellogg,	Van Aken,
Carter,	Knapp,	A. Walker,
Chamberlain,	Lewis,	J. Walker,
Cobb,	Lockwood,	L. Walker,
Cook,	E. R. Miller,	Walton,
Drew,	Morse,	C. W. Watkins,
Edwards	O'Dell,	Welch,
Fancher,	Perry,	Withington,

Mr. Ferguson,
Fey,
Garvelink,
Gordon,

Mr. Remer,
Rich,
Ripley,
Robertson,

Mr. Wixson,
Zimmerman,
Speaker,

53

NAYS.

Mr. Bottomley,
Brunson,
Buell,
Climie,
Curtis,
Dinturff,
Drake,
Green,
Harris,
Hertzler,

Mr. Hewitt,
Hoar,
Luce,
Markey,
Mitchell,
Noyes,
Parsons,
Pierce,
Priest,

Mr. Robinson,
Sanderson,
Simpson,
Van Scoy,
Warren,
E. C. Watkins,
Welker,
West,
Wheeler,

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Mr. Withington moved to recommit the bill to the committee of the whole ;

Which motion prevailed.

Mr. C. W. Watkins moved that the bill be made the special order for this evening at 7½ o'clock ;

Which motion did not prevail.

Mr. Gordon moved to reconsider the vote by which the House passed House bill No. 219, entitled

A bill to regulate the catching of fish in certain of the waters of this State ;

Which motion prevailed.

On motion of Mr. Hertzler,

The Clerk was directed to respectfully request of the Senate the return of the bill.

By the committee on State affairs :

The committee on State affairs, to whom was referred Senate bill No. 233, entitled

A bill to authorize George H. Abrams to construct a dam and maintain head-gates at the outlet of Wall Lake, in the township of Hope, in the county of Barry, and to protect the race leading from said lake to the mill,

Respectfully report the same back to the House without amendment, as requested by a vote of the House.

L. WALKER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Striker,

The rules were suspended, and the bill was placed on the order of third reading.

Mr. E. C. Watkins, leave being granted, moved to discharge the committee of the whole from the further consideration of Senate bill No. 50, entitled

A bill to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation ;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. E. C. Watkins,

The bill was amended by striking out all of section 6, after the word "therefrom."

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Haire,	Mr. Robertson,
Bailey,	Haywood,	Sanderson,
Bartholomew,	Hertzler,	Shaw,
Bonine,	Hewitt,	Simpson,
Bottomley,	Hoar,	Smith,
Briggs,	Hosner,	Striker,
Brunson,	Howard,	Thomas,
Buell,	Hoyt,	Thompson,
Burns,	Knapp,	Van Aken,
Cady,	Lewis,	Van Seoy,
Carter,	Lockwood,	A. Walker,
Chamberlain,	Luce,	J. Walker,
Olimie,	Markey,	L. Walker,
Cobb,	E. R. Miller,	Walton,
Cook,	R. C. Miller,	Warren,
Curtis,	Mitchell,	C. W. Watkins,
Drew,	Morse,	E. C. Watkins,
Edwards,	Noyes,	Welch,

Mr. Fancher,	Mr. O'Dell,	Mr. Welker,	
Ferguson,	Parsons,	West,	
Fey,	Pierce,	Wheeler,	
Garvelink,	Remer,	Withington,	
Gordon,	Rich,	Wixson,	
Green,	Ripley,	Zimmerman,	
Greusel,	Robinson,	Speaker,	75
	NAYS.		0

Title agreed to.

On motion of Mr. Bottomley,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Gordon moved that the House take a recess until 7½ o'clock this evening.

Pending which,

On motion of Mr. Bartholomew,

The House adjourned.

Lansing, Thursday, March 27, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Cromack.

Roll called: quorum present.

Absent without leave: Messrs. Scott and Zimmerman.

Mr. Greusel asked and obtained leave of absence for Mr. Scott indefinitely, on account of sickness.

Mr. Haywood asked and obtained leave of absence for the day.

Mr. Markey asked and obtained leave of absence until to-morrow.

Mr. Knapp asked and obtained leave of absence for Mr. Zimmerman until Saturday.

Mr. Perry asked and obtained leave of absence until Saturday.

PRESENTATION OF PETITIONS.

By Mr. J. Walker: Resolutions of the Farmers' Club of the townships of Oshtemo and Texas, in the county of Kalamazoo, relative to the law creating county superintendents of schools;

Referred to the committee on education.

The following are the resolutions:

At a regular meeting of the Farmers' Club of the township of Oshtemo and Texas, the following preamble and resolutions were unanimously adopted:

WHEREAS, It is self-evident that those holding high positions by the suffrage of the people in the State of Michigan, have, and continue at the present time to exert an influence prejudicial to the best interest of our primary school system (perhaps unwillingly by some), by various ways and means, and especially in their assiduous efforts to maintain in our statute books the odious and more than worthless law creating a county school superintendent; therefore be it

Resolved, That we do hereby pledge ourselves, one to another, that we will support to office no one belonging to any political party who is not pledged to use all honorable means to effect the repeal of the law creating a county school superintendent.

Resolved, That we hereby instruct our Representatives in the Legislature to use all honorable means to repeal or abrogate the said odious law.

By Mr. Robertson: Petition of Lowell H. Glover, A. J. Smith, and 78 other citizens of Cassopolis, against the repeal of the prohibitory liquor law, etc.;

Referred to the committee on judiciary.

The following is the petition:

To the Honorable the Members of the Legislature of the State of Michigan:

The undersigned citizens of Cassopolis, believing that the present prohibitory liquor law has done very much toward the

suppression of intemperance, respectfully, yet earnestly petition your Houses not to repeal the law. And your petitioners hereby respectfully remonstrate against the passage of the resolution proposing an amendment to the constitution authorizing the sale of intoxicating liquors as a beverage;

By Mr. Hertzler: Remonstrance of E. W. Hedges, A. J. Keeney and 26 others, citizens of Monroe county, against the passage of House bill No. 219, regulating the catching of fish in Lakes Erie and St. Clair;

Referred to the committee on fisheries.

The following is the remonstrance:

To the Honorable the Senate and House of Representatives of the State of Michigan:

The undersigned citizens of Monroe county have learned with much concern and anxiety, the provisions of the bill recently reported in the House of Representatives by the committee on fisheries, being a bill to regulate the catch of fish, etc. We would respectfully represent that we believe the committee were actuated by none but pure motives in reporting the bill in its present form, but that they were laboring under mistaken views arising from misrepresentations made to them by designing men as to the true state of things, especially near the mouth of Detroit river. We represent that no pounds have been set on the Michigan side in the past two years nearer than six miles of the mouth of that stream, and that they have not extended into the lake more than one mile from where ten feet of water is usually found, which is the depth generally sought for as a starting point by pound fishermen. That at no time have any pounds between Swan creek and Detroit river been extended into the lake more than one mile from that point nearest shore where ten feet of water is usually found. That there never has been less than six miles of space between the outside pounds, set from either shore, and as fished the two past years there is from fifteen to twenty miles of open unobstructed lake between the outside pound

on the Michigan shore, and those nearest the mouth of the river on the Canada shore. To these facts we earnestly beg leave to call the attention and careful consideration of your honorable bodies, and we would further represent that three-fourths of one mile from shore is not a sufficient distance from where seven feet of water is usually found, to enable pound fishermen to successfully prosecute their vocation; that they should be allowed to extend their nets at least one mile from where ten feet of water is usually found on the points and headlands, and one mile from a line run from headland to headland. That we believe pound fishing is legitimate, and that pound fishermen "*have* rights which other men *are* bound to respect." The parties fishing between the mouths of Detroit river and Swan creek own the land which hold these fishing grounds, and have expended large sums of money in their purchase and to stock the same with boats, nets, and other necessary appendages; that the lands are valueless for any other than fishing purposes, being low and marshy, and cannot be fished with other than pound nets. That these fishing grounds are a source of revenue to their owners, of wealth to the country, and convenience to the inhabitants. And we further represent that the fish caught on these grounds are worth *just as much* to the consumer as they would have been had they been taken in *Detroit River*; and they are sold to the citizen at a much lower price; that these pounds do not affect the run of fish up the river, neither do they destroy the spawn after it is deposited, as do the heavy lead lines of the seines used on the river, which are dragged day after day directly over the spawning grounds of the whitefish all through the fishing season, loosening the eggs from their fastening, when they are either washed away by the current and lost or dragged on shore, to become food for birds and swine.

We respectfully ask that your honorable bodies will pause and examine more thoroughly into the character of legislation

needed to protect or encourage the hardy fishermen of our lakes, the products of whose skill, courage, and industry, is a great source of wealth to the State.

We further represent, that the bill under consideration is local in its character, special, and we believe personal in its provisions; depriving one set of men engaged in a legitimate industry of their just rights, for the real or imaginary benefit of others no more worthy; as of such a nature as to be obnoxious to any fisherman within the territory embraced, and is likely to produce endless contention and expensive litigation. And we would ever earnestly protest against the passage of the bill.

Erie, March, 1873.

By Mr. Striker: Petition of Luther Brown and many others asking that Geo. H. Abrams be authorized to construct a dam with head gates, at the outlet of Wall Lake, and to construct a race from said lake to his mill;

Referred to the committee on internal improvements.

By Mr. F. Walker: Petition of F. DeLand and 36 others of Flushing, in regard to the traffic in liquors;

Referred to the committee on judiciary.

REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills:

1. House manuscript bill, entitled

A bill to amend section 1 of an act entitled "An act to revise and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds, and wild fowl," approved April 3, 1869, being section 2093 of the compiled laws of 1871;

2. House bill No. 295, entitled

A bill to amend an act entitled "An act relative to free schools in the city of Detroit," approved February 24, 1869;

3. House bill No. 198, entitled

A bill to amend section 8 of an act entitled "An act to incorporate the village of Saranac, in Ionia county," approved March 4, 1869, being act number 246 of the session laws of 1869.

C. D. LUCE, *Acting Chairman.*

Report accepted.

By the committee on drainage:

The committee on drainage, to whom was referred Senate bill No. 147, entitled

A bill to amend an act entitled "An act for the draining of swamps, marshes, and other low lands," approved March 22, 1869, by adding two new sections thereto, to be known as sections 34 and 35,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

D. S. PRIEST, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cady,

The House concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on elections:

The committee on elections, to whom was referred Senate bill No. 179, entitled

A bill to amend section 15 of act No. 175 of the laws of 1851, entitled "An act to provide for holding general and special elections," approved January 27th, 1851, being section 46 of the compiled laws of 1871,

Respectfully report that they have had the same under con-

sideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAMES BURNS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to amend section 2 of chapter 201 of the compiled laws of 1871, entitled "Proceedings against debtors by attachment,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill provides that in case of creditors away from home they shall have the same right as non-residents would have where the writ is served, and the same time between the making of the affidavit and issuing of the writ, and that agents or attorneys, in making affidavits, may make them upon information and belief.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to amend sections 50 and 51, being compiler's sections 6252, and 6253, chapter 195, of the compiled laws of 1871, relative to the action of ejectment,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask that it be

printed, and that the committee be discharged from the further consideration of the subject.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. L. Walker,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

A bill for the better protection of railroad employes, and to provide compensation for personal injury or loss of life while in the discharge of their duties,

Respectfully report that they have had the same under consideration.

This bill holds railroad companies responsible for injury or loss of life of any of its employes, while engaged in their usual duties, as such employes. It also forbids any railroad company doing business in this State from requiring more than ten hours work from any engineer or fireman, consecutively, in any twenty-four hours, except in extreme cases, and makes it a misdemeanor for any engineer to run or attempt to run an engine while in a state of intoxication.

Your committee do not see the propriety or justice of holding railroad companies responsible for accidents to their employes to a greater extent than other corporations employing men at dangerous kinds of labor, are held responsible.

The section prohibiting the requirement of more than ten consecutive hours work out of twenty-four, from employes, except in extreme cases; as also the clause making it a misdemeanor for drunken men to operate a train, your committee favor,

And have directed me to report the same back to the House without recommendation, and ask to be discharged from the further consideration of the subject.

E. C. WATKINS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Welker,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred Senate joint resolution No. 15, entitled

Joint resolution authorizing the payment of a State bounty of one hundred dollars to Gilbert M. Hemenway, under an act entitled "An act authorizing the payment of bounties to volunteers in the service of the United States," approved February 5, 1864,

Respectfully report that they have had the same under consideration, and find that a bounty is claimed in this case on the ground that Hemenway actually enlisted on a day subsequent to the passage of the act named, instead of prior thereto, as the record shows. The records of the Adjutant General's office of this State are of noted accuracy and completeness, and your committee do not think it would be wise for the Legislature to go back of them. They therefore have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

W. H. WITHINGTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Withington,

The joint resolution was laid on the table.

By the committee on drainage:

The committee on drainage, to whom was referred

A bill to exempt the county of Ottawa from the provisions of the county drain law,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

This bill, if passed, would leave the county of Ottawa precisely where she would be if the board of supervisors refused or neglected to appoint a county drain commissioner.

D. S. PRIEST, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brunson,

The bill was laid on the table.

COMMUNICATIONS FROM STATE OFFICERS.

AUDITOR GENERAL'S OFFICE, }
Lansing, March 26, 1873. }

To the Speaker of the House of Representatives :

SIR—I have the honor to acknowledge the receipt, under date of March 25th, the following, viz:

“*Resolved*, That the Auditor General be and he is hereby requested to furnish to this House a tabular statement of the total monthly receipts of taxes, and the interest thereon, from April to and including the month of September, 1873,” and in response thereto to transmit the following tabular statement, viz:

1873,—Months.	Taxes Received.	Interest Thereon.
April.....	\$31,785 92	\$1,022 99
May.....	56,528 80	2,971 50
June.....	73,754 02	4,295 57
July.....	142,544 95	9,741 29
August.....	11,373 00	1,961 47
September.....	32,329 05	6,190 39

Aggregate receipts.....	\$348,315 74	\$26,183 21
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Which statement sets forth the aggregate of all taxes collected and entered upon the books in this office during the months specified, with the interest collected thereon.

Very respectfully,

WM. HUMPHREY,

Auditor General.

The communication was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER,
Lansing, March 26, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 219, entitled

A bill to regulate the catching of fish in certain of the waters of this State ;

In accordance with the request of the House as contained in the message this day received.

Very respectfully,

JAMES H. STONE,
Secretary of the Senate.

On motion of Mr. Hertzler,

The bill was recommitted to the committee on fisheries.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, March 26, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 293, entitled

A bill to provide for a municipal court in the city of Detroit, to be called “The Superior Court of Detroit ;”

And to inform the House that the Senate has amended the same as follows :

First, By inserting in 6th line, section 2, after the word “city,” the following: “*Provided*, That five days’ notice of the first election shall be deemed sufficient ;”

Second, By inserting in line 7, section 2, after the word “thereto,” the following: “The provisions of law relative to holding elections of city officers in said city, canvassing the votes and making returns thereof so far as applicable shall regulate and apply to election of the judge of said court ;”

Third, By striking out in line 3 of section 4 the word "first ;"

Fourth, By striking out section 7 and inserting in lieu thereof the following: "Sec. 7. The clerk of the county of Wayne shall be *ex officio* clerk of said court ;"

Fifth, By striking out in line 4 of section 8 the words "has been appointed," and inserting in lieu thereof the words "is the ;"

Sixth, By inserting in line 13, section 13, after the word "Detroit," the words "or in which the subject matter of such suit shall be situated or located in said city ;"

Seventh, By inserting in line 7 of section 14 the word "court" between the words "circuit" and "and ;"

Eighth, By inserting in line 3, of section 17, after the word "court," the words "such appeal may be taken in like cases ;"

Ninth, By adding five new sections to the bill to stand as sections 18, 19, 20, 21, and 22, and to read as follows :

Sec. 18. Said court may make and adopt rules of practice for such court in respect to times for pleading and serving notices of trial, and other notices, and filing notes of issue. The same costs may be taxed in favor of the prevailing party as are authorized to be taxed in circuit courts.

Sec. 19. On the 10th days of May and November in each year, between the hours of ten and twelve in the forenoon, the judge and clerk of said court, and the sheriff of the county of Wayne, shall meet together in the office of the clerk of said court, and shall proceed to select from the last annual assessment roll of said city, which roll the proper custodian shall produce before them, a list of two hundred persons to serve as jurors in said superior court, the persons so selected to be qualified electors of said city ; of fair character, of sound mind, and capable of understanding and speaking intelligibly the English language.

Said list shall be signed by said judge, clerk, and sheriff, and shall be filed in the office of the clerk of said

court. If either of said officials shall not attend at the place and time aforesaid, the meeting shall stand adjourned from day to day for five days; and if on either of said days they shall meet together between said hours at such place, they shall then make such list; and if on the last adjourned day any two of them shall so meet, one being absent, they shall proceed to make, sign, and file such list of jurors. The persons whose names are set forth in said list shall be liable to serve as jurors for six months, or until a new list shall be made as aforesaid.

The practice and proceedings in said court, excepting as provided in this section, relative to drawing, summoning, exempting, and excusing jurors and talesmen, and imposing penalties upon them for non-attendance, shall be the same as the practice and proceedings in the recorder's court of said city, as prescribed by sections 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, and 47, of chapter 6, of an act entitled "An act to revise the charter of the city of Detroit," approved February 5th, 1857. It shall be a good cause of challenge in addition to all other challenges allowed by law, that any person summoned as juror or as talesman, shall have acted as a juror in a court of record in said city, during a year preceding such challenge.

Sec. 20. The common council of said city shall provide a proper court room for the accommodation of said Superior Court, and all necessary furniture, fuel, books, and stationery for the use of the court and in the office of the clerk thereof. The county of Wayne shall furnish a suitable room or rooms for the office of clerk of said court adjacent to or in connection with the office of the clerk of the circuit court for said county, such reasonable sum to be paid for the use of said rooms by said city as may be agreed upon between the common council and the board of auditors of Wayne county.

Sec. 21. If either party to any cause now pending in the circuit court for the county of Wayne, and within the jurisdiction of said superior court, shall, after the taking effect of this act, or if the defendant in the case of a suit within such jurisdiction hereafter commenced, at the

time of entering his appearance in said circuit court, shall file a petition for the removal of the cause into the said superior court for the city of Detroit, and shall offer good and sufficient security for entering in said last mentioned court on the first day of its next term, copies of all papers filed and proceedings had in said cause in the said circuit court, and also for his appearing and entering special bail in the cause of special bail was originally requisite therein; it shall then be the duty of said circuit court for the county of Wayne to accept the security and proceed no further in the cause, and any bail that shall originally have been taken shall be discharged, and the copies of said papers and proceedings being so entered and filed as aforesaid, in such superior court for the city of Detroit, the cause shall then proceed in the same manner as if it had been originally brought in said court, and any attachment of the goods or estate of the defendant by the original process, shall hold the goods or estate so attached to answer the final judgment in the same manner as they would have been held to answer final judgment, had it been rendered by the court in which the suit was commenced:

Provided however, That no cause pending in said circuit where this act takes effect, shall be thereafter removed under the provisions of this section during a trial or hearing thereof.

Sec. 22. That a stenographer for said superior court shall be appointed by the Governor, on the recommendation of the judge of said court, and all the laws now in force prescribing the duties and pay of a stenographer for the circuit court, for the county of Wayne, shall be in force and applicable to said superior court;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Speed moved that the House concur in the amendments made to the bill by the Senate ;

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Green,	Mr. Sanderson,
Bailey,	Grensel,	Sessions,
Bartholomew,	Hertzler,	Shaw,
Bonine,	Hewitt,	Simpson,
Briggs,	Hosner,	Smith,
Buell,	Howard,	Speed,
Barns,	Hoyt,	Striker,
Cady,	Kellogg,	Thomas,
Climie,	Knapp,	Thompson,
Cobb,	Lockwood,	Van Scoy,
Cook,	Luce,	A. Walker,
Curtis,	Markey,	B. Walker,
Dinturff,	E. R. Miller,	J. Walker,
Drew,	Mitchell,	Warren,
Edwards,	Morse,	C. W. Watkins,
Fancher,	O'Dell,	E. O. Watkins,
Ferguson,	Perry,	Welch,
Fey,	Pierce,	Withington,
Garvelink,	Priest,	Wixson,
Goodrich,	Remer,	Speaker,
Gordon,	Robertson,	62

NAYS.

Mr. Ripley,	Mr. Welker,	2
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The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, March 26, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to re-transmit the following bill :

Senate bill No. 89, entitled

A bill to amend sections one and three of act No. 163 of the session laws of 1851, entitled " An act to provide for letting to contract the furnishing of fuel and stationery for the use of the State ; also the State printing and binding, approved

June 24, 1851," being sections 292 and 294, chapter 7 of compiled laws of 1871 ;

Which the House has amended as follows :

1. By striking out of line 9 of section 1, the word "receiving," and inserting in lieu thereof the word "examining;"

2. By adding at the end of section 1, the following: "Which said proposals shall be closed on the third Wednesday in July, at 9 o'clock in the forenoon, and shall be opened and awarded to the lowest responsible bidder on or before the first Wednesday in August following;"

3. By striking out of line 2 in section 2, the words "by law or;"

And to inform the House that the Senate has amended the second named amendment so as to read as follows :

"*Provided*, That no such proposal shall be received after nine o'clock in the forenoon of the fourth Wednesday in July; and that said proposals shall be opened and the several contracts awarded to the lowest responsible bidder or bidders on or before the first Wednesday of August following;"

In which amendment to the amendment the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Hoar moved that the House concur in the amendment made to the amendment to the bill by the Senate :

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Briggs,
Buell,
Cady,
Olimie,
Cobb,

Mr. Harris,
Hertzler,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Knapp,

Mr. Robertson,
Sanderson,
Sessions,
Shaw,
Smith,
Speed,
Striker,
Van Scoy,
A. Walker,

Mr. Cook,	Mr. Lockwood,	Mr. B. Walker,	
Curtis,	Luce,	F. Walker,	
Dinturff,	Markey,	J. Walker,	
Drake,	E. R. Miller,	L. Walker,	
Edwards,	Noyes,	Warren,	
Fancher,	O'Dell,	O. W. Watkins,	
Fey,	Perry,	E. C. Watkins,	
Garvelink,	Pierce,	Welker,	
Goodrich,	Priest,	Wheeler,	
Gordon,	Remer,	Wixson,	
Green,	Rich,	Speaker,	
Greusel,	Ripley,		62
	.NAYS.		

Mr. Gilmore,

1

The Speaker also announced the following :

SENATE CHAMBER,

Lansing, March 26, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 9, entitled

A bill supplementary to an act entitled “An act to revise the charter of the city of Detroit,” approved February 5, 1857, and to abolish citizens’ meetings in said city, and to create a board of estimates for said city ;

And to inform the House that the Senate has amended the same as follows :

First, By striking out in line 28 the words “the mayor ;”

Second, By striking out in line 29 the words “the city assessor ;”

Third, By striking out all after the word “services,” in line 36, to and including the word “meetings,” in line 37, and inserting in lieu thereof the following : “Said board shall elect one of their number president of said board, who shall preside at its meetings, and who shall hold his office until the next election of new members ;”

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has

ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Priest moved that the House concur in the amendments made to the bill by the Senate ;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Greusel,	Mr. Robertson,
Bailey,	Harris,	Sanderson,
Bartholomew,	Hertzler,	Sessions,
Bonine,	Hewitt,	Shaw,
Briggs,	Hosner,	Simpson,
Brunson,	Howard,	Smith,
Buell,	Kellogg,	Speed,
Burns,	Knapp,	Striker,
Cady,	Lewis,	Van Aken,
Carter,	Lockwood,	Van Scoy,
Climie,	Luce,	A. Walker,
Cobb,	Markey,	B. Walker,
Curtis,	E. R. Miller,	F. Walker,
Dinturff,	Mitchell,	L. Walker,
Drake,	Noyes,	Warren,
Drew,	O'Dell,	E. C. Watkins,
Fancher,	Perry,	Welker,
Ferguson,	Pierce,	Wheeler,
Goodrich,	Priest,	Wixson,
Gordon,	Remer,	Speaker,
Green,		

61

NAYS.

Mr. Garvelink, 1

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 26, 1878. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills :

Senate bill No. 160, entitled

A bill to amend an act in relation to the powers and duties of superintendents of the poor ;

Senate manuscript bill, entitled

A bill for the relief of Henry Bera, late treasurer of the township of Johnstown, in the county of Barry ;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The two named bills were read a first and second time by their titles, and referred to the committee on State affairs.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 26, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 243, entitled

A bill to authorize a board of public works in and for the city of Port Huron ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, March 26, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bills :

House bill No. 277, entitled

A bill to detach the township of Cleon from the county of Manistee and attach the same to the county of Wexford;

House bill No. 275, entitled

A bill to organize the township of South Manitou in the county of Manitou;

House bill No. 146, entitled

A bill to amend "An act to incorporate the city of Marshall," approved February 14, 1859, by adding a new section thereto;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The several named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, March 26, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 206, entitled

A bill to amend sections 13 and 16 of an act entitled "An act to provide for the uniform inspection of lumber," approved March 25, 1871, being sections 1521 and 1524, of the compiled laws of 1871;

And to inform the House that the Senate has amended the

same by inserting after the word "lumber," in line 1 of section 16, the words "sold by qualities within any organized district ;"

Also, by striking out all of section 16 after the word "enforced," in line 13 ;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Lockwood moved that the House concur in the second named amendment made to the bill by the Senate ;

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bartholomew,
Bonine,
Brunson,
Buell,
Burns,
Cady,
Climie,
Cobb,
Curtis,
Dinturff,
Drake,
Drew,
Edwards,
Fancher,
Ferguson,
Fey,
Garvelink,
Gilmore,
Goodrich,
Gordon,

Mr. Green,
Greusel,
Haire,
Harris,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Knapp,
Lewis,
Lockwood,
Luce,
Mitchell,
Morse,
O'Dell,
Parsons,
Pierce,
Priest,
Remer,

Mr. Rich,
Ripley,
Robertson,
Sessions,
Shaw,
Smith,
Speed,
Striker,
Thomas,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
B. Walker
C. W. Watkins,
E. C. Watkins,
Welch,
West,
Withington,
Wixson,

61

NAYS.

Mr. Bailey,
Bottomley,

Mr. Kellogg,
E. R. Miller,

Mr. J. Walker,
L. Walker,

Mr. Briggs,
Carter,
Chamberlain,
Cook,
Hertzler,

Mr. R. O. Miller,
Sanderson,
Simpson.
F. Walker,

Mr. Walton,
Warren,
Welker,
Wheeler,

19

Mr. Haire moved that the House concur in the second named amendment made to the bill by the Senate ;

Which motion prevailed, by yeas and nays, as follows ;

YEAS.

Mr. Bailey,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Buell,
Burns,
Climie,
Curtis,
Dinturff,
Drake,
Drew,
Edwards,
Ferguson,
Garvelink,
Goodrich,
Gordon,
Green,
Haire,

Mr. Hewitt,
Hoar,
Kellogg,
Knapp,
Luce,
E. R. Miller.
R. O. Miller,
Mitchell,
Morse,
O'Dell,
Parsons,
Pierce,
Rich,
Robertson,
Sanderson,
Sessions,
Shaw,
Simpson,

Mr. Smith,
Speed,
Van Scoy,
A. Walker,
B. Walker,
F. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
C. W. Watkins,
E. C. Watkins,
Welch,
Welker,
West,
Wheeler,
Withington,
Speaker,

55

NAYS.

Mr. Ackley,
Brunson,
Cady,
Carter,
Cobb,
Cook,
Fancher,
Fey,

Mr. Gilmore,
Greusel,
Hertzler,
Howard,
Hoyt,
Lewis,
Lockwood,
Noyes,

Mr. Priest,
Remer,
Ripley,
Striker,
Thomas,
Thompson,
Van Aken,
Wixson,

25

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 26, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bills :

1. House bill No. 71, entitled •

A bill to amend an act entitled “An act to incorporate the village of Pentwater” by amending certain sections thereof, and adding a new section thereto ;

2. House bill No. 290, entitled

A bill to amend certain sections of an act entitled “An act to organize union school district of Bay City,” approved March 20, 1867 ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The two named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 25, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following :

Resolved (the Senate concurring), That the resident clergymen of the city of Lansing, officiating in the Legislature, be furnished with a copy of the manual of 1871, and also of 1873 when published ;

In the passage of which the Senate has concurred.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The concurrent resolution was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, March 26, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill :

Senate manuscript bill, entitled

A bill to incorporate the city of Negaunee, in the county of Marquette ;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

THIRD READING OF BILLS.

House bill No. 326, entitled

A bill to provide for the proper labeling of matches,

Being under consideration,

On motion of Mr. Thomas,

The bill was laid on the table.

Senate bill No. 233, entitled

A bill to authorize George H. Abrams to construct a dam and maintain head-gates at the outlet of Wall Lake, in the township of Hope, in the county of Barry, and to construct a race,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bottomley,
Brunson,
Burns,
Cady,
Climie,
Cobb,
Curtis,
Fancher,
Ferguson,
Fey,
Garvelink,
Goodrich,
Greusel,

Mr. Hertzler,
Hosner,
Howard,
Kellogg,
Knapp,
Lewis,
Lockwood,
E. R. Miller,
R. O. Miller,
Mitchell,
Noyes,
Parsons,
Pierce,
Priest,

Mr. Remer,
Ripley,
Simpson,
Speed,
Striker,
Thompson,
J. Walker,
C. W. Watkins,
E. C. Watkins,
Welch,
Welker,
Wheeler,
Wixson,
Speaker, 42

NAYS.

Mr. Bailey,
Bartholomew,
Bonine,
Briggs,
Buell,
Cook,
Drake,
Drew,
Edwards,
Gilmore,
Gordon,

Mr. Green,
Hewitt,
Hoar,
Luce,
O'Dell,
Rich,
Robinson,
Robertson,
Sanderson,
Shaw,

Mr. Smith,
Thomas,
Van Aken,
Van Scoy,
A. Walker,
B. Walker,
L. Walker,
Walton,
Warren,
West,

31

MOTIONS AND RESOLUTIONS.

Mr. Buell moved to discharge the committee of the whole from the further consideration of Senate bill No. 157, entitled

A bill to re-incorporate the village of Buchanan, and to repeal all acts and parts of acts inconsistent with the provisions of this act;

Which motion did not prevail.

Mr. Greusel moved to take from the table Senate bill No. 52, entitled

A bill to amend an act entitled "An act to provide for the publication of lists of claims allowed by the board of county auditors for the county of Wayne," being act number 458 of the session laws of 1871, approved April 15, 1871;

Which motion prevailed.

On motion of Mr. Greusel,

The rule was suspended, and the bill was put upon its immediate passage.

The bill was then read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Greusel moved to amend the bill by adding thereto the following:

“Said board of county auditors shall not hereafter be required to publish annually a list of the claims allowed by them as now prescribed by law ;”

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Greusel,	Mr. Shaw,
Bailey,	Haire,	Simpson,
Bonine,	Hewitt,	Smith,
Bottomley,	Howard,	Speed,
Briggs,	Hoyt,	Striker,
Brunson,	Kellogg,	Thompson,
Burns,	Lewis,	Van Aken,
Cady,	Luce,	Van Scoy,
Carter,	E. R. Miller,	A. Walker,
Climie,	R. C. Miller,	B. Walker,
Cobb,	Mitchell,	F. Walker,
Cook,	Noyes,	J. Walker,
Dinturff,	O'Dell,	L. Walker,
Drake,	Parsons,	Walton,
Drew,	Pierce,	Warren,
Edwards,	Priest,	E. C. Watkins,
Fancher,	Remer,	Welch,
Fey,	Rich,	Welker,
Garvelink,	Ripley,	West,
Gilmore,	Robinson,	Wheeler,
Goedrich,	Robertson,	Withington,
Gordon,	Sanderson,	Wixson,
Green,		

67

NAYS.

Mr. C. W. Watkins,
Title agreed to.

1

On motion of Mr. Greusel,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Withington moved to reconsider the vote by which the House refused to pass House bill No. 237, entitled

A bill to provide for the incorporation of ecclesiastical bodies and societies ;

Which motion prevailed.

On motion of Mr. Withington,

The bill was laid on the table.

Mr. West moved that House bill No. 314, entitled

A bill to establish a uniformity of text books in the public schools,

Be made the special order for Monday evening next at 7½ o'clock ;

Which motion prevailed.

Mr. Shaw moved to reconsider the vote by which the House refused to pass House bill No. 310, entitled

A bill to amend section 71 of chapter 136 of the compiled laws of 1871, relative to the formation of school districts, and being section 3641 of the compiled laws of 1871 ;

Which motion prevailed.

The bill having been read a third time, and the question being on its passage, pending the taking of the vote thereon,

Mr. Bailey moved to amend the bill by adding the following at the end of the bill: " But this act shall not be construed so as to prevent the detaching of the property of any person or persons, by the inspectors from one district and attaching it to another ;"

Which was agreed to.

Mr. Walton moved to amend the bill by inserting in line 9, after the word "tax-payers," the words "of each ;"

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Greusel,	Mr. Shaw,
Bailey,	Haire,	Simpson,
Bartholomew,	Hertzler,	Smith,
Bonine,	Hewitt,	Speed,
Bottomley,	Hoar,	Striker,
Brunson,	Hosner,	Thomas,
Burns,	Howard,	Thompson,
Cady,	Hoyt,	Van Aken,
Chafey,	Kellogg,	Van Scoy,
Climie,	Knapp,	A. Walker,
Cobb,	Lockwood,	J. Walker,
Cook,	Luce,	Walton,
Dinturff,	E. R. Miller,	Warren,
Drew,	R. C. Miller,	C. W. Watkins,
Edwards,	O'Dell,	E. C. Watkins,
Fancher,	Parsons,	Welch,
Ferguson,	Pierce,	Welker,
Fey,	Priest,	West,
Garvelink,	Remer,	Wheeler,
Gilmore,	Rich,	Withington,
Goodrich,	Ripley,	Wixson,
Gordon,	Robertson,	Speaker,
Green,		

67

NAYS.

Mr. Briggs,	Mr. Sanderson,	Mr. L. Walker,
Curtis,		

4

Title agreed to.

On motion of Mr. Warren,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Fancher moved that House bill No. 340, entitled

A bill to amend an act entitled "An act to provide for the uniform assessment of property, and for the collection and return of taxes thereon," being sections 54, 59, 67, 70, 71, 73, 74, 75, 77, 78, 79, 80, 81, 82, 84, 87, 88, 89, 90, 91, 92, 93, 95, 99, 100, 102, 103, 104, 114, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 149, 162, and to repeal sections 68, 76, 83, 94, 96, 97, 98, 105, 106, 107, 108, 109, 110, 111, 112, 113, and 118 of chapter 21, being sections 1020, 1025, 1033, 1036, 1037, 1039, 1040, 1041, 1043, 1044,

1045, 1046, 1047, 1048, 1050, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1061, 1065, 1066, 1068, 1069, 1070, 1080, 1083, 1085, 1086, 1088, 1089, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1115, 1121, 1128, 1130, 1034, 1042, 1049, 1060, 1062, 1063, 1064, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1084, of the compiled laws of 1871,

Be made the special order for Wednesday next at 7½ o'clock P. M.;

Which motion prevailed.

Mr. Gilmore moved to reconsider the vote by which the House refused to pass House bill No. 236, entitled

A bill for the limitation of actions relating to real estate in certain cases by persons absent from the United States.

Mr. Watkins moved to lay the motion to reconsider on the table;

Which motion did not prevail.

The motion to reconsider then prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Hoyt moved to amend the bill by striking out in line 6, the word "two," and inserting the word "five" in lieu thereof;

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Bailey,
Bartholomew,
Bonine,
Bottomley,
Brunson,
Buell,
Burns,
Carter,
Climie,
Cobb,
Cook,
Drake,
Drew,

Mr. Gordon,
Green,
Hertzler,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Knapp,
Lewis,
Lockwood,
E. R. Miller,
R. C. Miller,

Mr. Ripley,
Robinson,
Robertson,
Sanderson,
Shaw,
Simpson,
Speed,
Striker,
Thompson,
A. Walker,
B. Walker,
J. Walker,
Warren,

Mr. Edwards,
Fancher,
Ferguson,
Fey,
Garvelink,
Gilmore,
Goodrich,

Mr. Mitchell,
O'Dell,
Parsons,
Pierce,
Priest,
Remer,
Rich,

Mr. C. W. Watkins,
E. C. Watkins,
West,
Withington,
Wixson,
Speaker,

59

NAYS.

Mr. Ackley,
Briggs,
Greusel,
Kellogg,

Mr. Smith,
Van Aken,
Van Scoy,

Mr. L. Walker,
Walton,
Welker,

10

Title agreed to.

Mr. Briggs moved to take from the table House bill No. 177, entitled

A bill to amend section 27 of "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being section 993 of chapter 21 of the compiled laws of 1871 ;

Which motion prevailed.

On motion of Mr. Briggs,

The bill was placed on the order of third reading.

On motion of Mr. Bottomley,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the order of

MOTIONS AND RESOLUTIONS.

Mr. Hoyt moved to take from the table Senate bill No. 79, entitled

A bill making an appropriation of non-resident highway taxes for the Clio and Chesaning State road to aid in the completion of the same, and to repeal act number 399 of the session

laws of 1867, approved March 22, 1867, being an act to provide for the laying out and establishing a State road from Olio, in Genesee county, to Chesaning in Saginaw county, and to appropriate certain non-resident highway taxes to aid in the construction of the same; also, to repeal act number 304 of the session laws of 1871, approved February 14, 1871, being an act to amend section 2 of act number 399 of the session laws of 1867, approved March 22, 1867, entitled "An act to provide for laying out and establishing a State road from Olio, in Genesee county, to Chesaning in Saginaw county, and to appropriate certain non-resident highway taxes to aid in the construction of the same ;"

Which motion prevailed.

On motion of Mr. Hoyt,

The bill was placed on the order of third reading.

Mr. Buell moved to discharge the committee on State affairs from the further consideration of

"A bill to prevent injurious encroachments upon the water limits of rivers and harbors in certain cases,"

And that the bill be referred to the committee on harbors ;

Which motion prevailed.

By the committee on State affairs :

The committee on State affairs, to whom was referred

A bill to prevent injurious encroachments upon the water limits of rivers and harbors, in certain cases,

Respectfully report the same back to the House, in accordance with their order.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Buell,

The bill was referred to the committee on harbors.

The committee of conference, relative to House bill No. 54, reported as follows :

The committee of conference to whom was referred the matter of disagreement between the Senate and the House,

upon the amendments made in the Senate to House bill No. 54, entitled

A bill to amend sections 7, 8, 9, 10, 30, 31, 38, 39, 42, 64, 70 and 95, and to repeal section 50 of an act entitled "An act for the reorganization of the military forces of the State of Michigan," approved January 18, 1862, being sections 834, 835, 836, 837, 857, 858, 865, 866, 869, 877, 891, 897, and 922, chapter 18 of the compiled laws of 1871, and to add new sections thereto;

The said amendments being as follows:

1. By inserting in line 16 of section 31, after the words "dollars per day" the following:—while in actual attendance at meetings of the board ;"

2. Also: By striking out in line 16 of section 64, the word "by" where it first occurs in said line, and inserting in lieu thereof the word "in ;"

3. Also: By striking out the word "contract" and inserting in lieu thereof the word "assumpsit ;"

Also: By inserting between the figures "98" and the word "every," at the beginning of section 89, the following: "Officers of the line and staff, and officers and soldiers of every company of the State troops organized under the provisions of section 7 of this act, shall provide themselves, before being mustered, with a suitable and substantial uniform, of a blue color, which shall meet the approval of the Commander-in-chief; and such uniform shall not be worn except upon occasions of duty by proper authority; and as compensation for furnishing themselves with uniforms as above provided, every officer and soldier shall be paid the sum of five dollars per year for each and every year in which he performs duty, which sum shall be paid out of the military fund in such way and manner as the law prescribes, and in addition thereto ;"

Also: By inserting in line 2 of section 98, after the word "uniform," the words "of United States regulation pattern ;"

Respectfully report that they have had the subject under consideration, and recommend that the first, second, and third

named amendments be concurred in, and that in lieu of the Senate amendments to section 98, the following amendments to that section be adopted :

First, In line three strike out the word "twenty" and insert "twenty-five" in lieu thereof ;

Second, To the end of the section add the following :

"The uniform to be furnished by the State shall be of one uniform pattern, to be established by the State Military Board, and approved by the Commander-in-chief.

"The non-commissioned officers and soldiers of any company already organized and mustered into the service of the State, who have provided themselves with a uniform, may in lieu of drawing a new uniform, or part thereof, from the Quartermaster General, as herein provided, be allowed by him the sum which such new uniform or part thereof, not drawn, would cost: *Provided*, The uniforms or parts thereof on which such allowance is made, be approved by the Quartermaster General as suitable and substantial: *And provided further*, That such uniforms or parts thereof as shall be accepted and allowed for, shall thereafter be subject to the same conditions as herein prescribed for State uniforms."

W. H. WITHINGTON, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the report of the committee, the same was concurred in by yeas and nays as follows:

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Briggs,
Brunson,
Buell,
Cady,
Carter,
Olimie,
Cobb,
Cook,

Mr. Gordon,
Green,
Greusel,
Haire,
Harris,
Hertzler,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Knapp,

Mr. Rich,
Ripley,
Robinson,
Robertson,
Sanderson,
Striker,
Thomas,
Thompson,
Van Scoy,
A. Walker,
B. Walker,
L. Walker,

Mr. Curtis,
Dinturff,
Drew,
Edwards,
Fancher,
Ferguson,
Fey,
Garvelink,
Gilmore,
Goodrich,

Mr. Lewis,
Lockwood,
E. R. Miller,
Mitchell,
Noyes,
O'Dell,
Parsons,
Pierce,
Priest,
Remer,

Mr. Walton,
Warren,
C. W. Watkins,
E. C. Watkins,
West,
Wheeler,
Withington,
Wixson,
Speaker,

65

NAYS.

Mr. Bottomley,
Drake,
Hewitt,

Mr. Luce,
Simpson,
Smith,

Mr. Van Aken,
J. Walker,
Welker,

9

On motion of Mr. Withington,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Gordon moved to take from the table Senate bill No. 73, entitled

A bill to provide for the appointment of two professors of homeopathy in the department of medicine of the University of Michigan ;

Which motion prevailed.

On motion of Mr. Gordon,

The bill was placed on the order of third reading.

SPECIAL ORDER.

On motion of Mr. Hoyt,

The House went into committee of the whole on the special order,

Mr. L. Walker in the chair.

After some time spent therein, the committee rose, and through the chairman made the following report :

The committee of the whole have had under consideration the following entitled joint resolution :

House manuscript joint resolution, entitled

Joint resolution concerning the State swamp lands in certain counties,

Have made an amendment thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Drake,

The House concurred in the amendment made to the joint resolution by the committee, and it was placed on the order of third reading.

Mr. Edwards moved that the House take up the order of

THIRD READING OF BILLS;

Which was withdrawn.

The House took up the order of

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, March 26, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 145, entitled

A bill to amend sections 30 and 31 of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being sections 996 and 997 of the compiled laws of 1871;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, March 26, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following joint resolution :

House joint resolution No. 2, entitled

Joint resolution asking Congress for an appropriation for the survey of the Michigan Ship Canal ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, March 27, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 182, entitled

A bill to amend sections 1, 4, 5, and 7, of an act to provide for the appointment of a board of commissioners for the general supervision of charitable, penal, pauper, and reformatory institutions, and defining their duties and powers, approved April 17, 1871, being sections 8191, 8194, 8195, and 8197 of the compiled laws of 1871, and to add three new sections thereto,

And to inform the House that the Senate has amended the same as follows :

1. By striking out section 2, and inserting in lieu thereof the following: "Section 2. That there shall be added to said act two new sections, to stand as sections 9 and 10, and to read as follows:"

2. By striking out section 10.

3. By making section 11 to stand as section 10.

And has also amended the title by striking out the word "three" in the last line, and inserting "two" in lieu thereof;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Hoyt moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Harris,	Mr. Sanderson,
Bailey,	Hertzler,	Shaw,
Bartholomew,	Hewitt,	Simpson,
Bonine,	Hosner,	Smith,
Bottomley,	Howard,	Speed,
Brunson,	Hoyt,	Striker,
Cady,	Kellogg,	Thomas,
Carter,	Knapp,	Van Aken,
Climie,	Lewis,	Van Scoy,
Cobb,	Lockwood,	A. Walker,
Cook,	Luce,	B. Walker,
Curtis,	E. R. Miller,	J. Walker,
Dinturff,	R. C. Miller,	L. Walker,
Drake,	Mitchell,	Walton,
Edwards,	Noyes,	Warren,
Fancher,	O'Dell,	E. C. Watkins,
Ferguson,	Parsons,	Welch,
Fey,	Pierce,	Welker,
Goodrich,	Priest,	West,
Gordon,	Rich,	Wheeler,
Green,	Ripley,	Withington,
Greusel,	Robinson,	Speaker,
Haire,	Robertson,	

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NAYS.

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The bill was referred to the committee on engrossment and enrollment, for enrollment.

The select committee on the examination of bills on the

general order, relative to their being placed on the order of third reading, leave being granted, reported as follows :

The select committee appointed to examine bills on the general order and report such as may be placed on the order of third reading, recommend that the committee of the whole be discharged from the further consideration of the following entitled bills :

1. House bill No. 300, entitled

A bill to repeal act No. 425 of the session laws of 1871, entitled " An act to detach certain real estate from school district No. one fractional of Parma, Sandstone, Concord, and Spring Arbor, and attaching the same to school district No. three of Parma ;

2. House bill No. 317, entitled

A bill to incorporate the city of Bangor, in Van Buren county ;

3. House bill No. 338, entitled

A bill to incorporate the village of L'Anse, in the county of Houghton ;

4. House bill No. 349, entitled

A bill to enlarge the corporate limits of the city of Detroit, and to create additional wards in said city ;

5. House bill No. 350, entitled

A bill to detach townships 27 north, of ranges 7 and 8 east, from the township of Harrisville, and attach the same to the township of Alcona, in the county of Alcona ;

6. Senate bill No. 187, entitled

A bill to re-incorporate the village of Alma ;

Also, that the committee of the whole be discharged from the further consideration of the following entitled bills :

7. House bill No. 231, entitled

A bill to amend sections 15, 16, 17, 22, and 23, chapter 25, being sections 1240, 1241, 1242, 1247, and 1248, of the compiled laws of 1871, relative to the duties of overseers in regard to the performance of labor on highways ; the performance of

such labor, or the commutation therefor, and application of moneys by the commissioners,

8. House bill No. 231, entitled

A bill to amend section 6, chapter 24, being section 1221 of the compiled laws of 1871, relative to persons liable to work on highways, and making assessments therefor ;

9. House bill No. 332, entitled,

A bill to amend sections 2, 3, 4, 5, 6, 7, 8, and 9 of chapter 24 of the compiled laws of 1871, being compiler's sections, 1217, 1218, 1219, 1220, 1221, 1222, 1223, and 1224, relating to the assessment of highway taxes ;

And that they be recommitted to the committee on roads and bridges.

J. K. LOCKWOOD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brunson.

The House concurred in the recommendation of the committee, and the first six named bills were placed on the order of third reading, and the last three named bills were recommitted to the committee on roads and bridges.

GENERAL ORDER.

On motion of Mr. Welker,

The House went into committee of the whole on the general order,

Mr. Howard in the chair.

After some time spent therein, the committee rose, and through the chairman made the following report :

The committee of the whole have had under consideration the following entitled bills :

1. House bill No. 239, entitled

A bill to amend section one (1) of an act for the better regulation of the sale of poisons, chapter 250, section 7732 of the compiled laws of 1871 ;

2. Senate bill No. 102, entitled

A bill making appropriations for the maintenance of patients

at the Michigan Asylum for the Insane, for certain additions and renewals, and for the completion and furnishing of the extension of the Asylum ;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills :

3. Senate manuscript bill, entitled

A bill to amend sections 4, 14, 36, 45, 46, 47, 48, 50, 52 and 53 of act number 352 of the session laws of 1867, being an act entitled "An act to set off and incorporate a portion of the townships of Grand Haven and Spring Lake, in the county of Ottawa, into a city by the name of the city of Grand Haven," approved March 16, 1867, and to add five new sections thereto, to stand as sections 91, 92, 93, 94, and 95 ;

4. House bill No. 245, entitled

A bill to amend sections 10 and 12 of an act to establish a House of Correction for juvenile offenders, approved February 10th, 1855, as amended by act 130 of the laws of 1867, being sections 8135 and 8137 of the compiled laws of 1871 ;

5. House bill No. 341, entitled

A bill to provide for the taxation of copper for township purposes ;

6. House bill No. 246, entitled

A bill to compel railroad companies to construct suitable highway and street crossings ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill :

7. House bill No. 244, entitled

A bill to amend sections 19 and 35 of an act to provide for holding general and special elections, being sections 50 and 66, chapter 6 of the compiled laws for the year 1871 ;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

HENRY HOWARD, *Chairman.*

Report accepted and committee discharged.

The first two named bills were placed on the order of third reading.

On motion of Mr. Van Aken,

The House concurred in the amendments made to the fourth, fifth, and sixth named bills by the committee, and they were placed on the order of third reading ;

The question being on agreeing to the amendments made to the third named bill by the committee,

Mr. Haire demanded the yeas and nays.

The demand was seconded, and the amendments were concurred in, by yeas and nays, as follows :

YEAS.

Mr. Bailey,	Mr. Garvelink,	Mr. Priest,
Bonine,	Gordon,	Robertson,
Bottomley,	Harris,	Sanderson,
Briggs,	Hertzler,	Smith,
Brunson,	Hoyt,	Striker,
Burns,	Kellogg,	Van Aken,
Cady,	Knapp,	Van Scoy,
Carter,	Luce,	J. Walker,
Cook,	R. C. Miller,	L. Walker,
Curtis,	Mitchell,	E. C. Watkins,
Drake,	Noyes,	Welker,
Drew,	O'Dell,	West,
Fancher,	Parsons,	Wheeler,
Ferguson,	Pierce,	Wixson,
Fey,		

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NAYS.

Mr. Ackley,	Mr. Goodrich,	Mr. Thomas,
Bartholomew,	Haire,	A. Walker,
Chmie,	Howard,	Walton,
Cobb,	Lockwood,	Warren,
Dinturff,	E. R. Miller,	C. W. Watkins,
Gilmore,	Shaw,	Withington, 18

On motion of Mr. Wixson,

The House concurred in the action of the committee relative to the last named bill, and the title was laid on the table

The committee on ways and means, leave being granted, reported as follows:

The committee on ways and means, to whom was referred House bill No. 289, entitled

A bill to provide for the taxation of persons, associations, and corporations doing business in this State, in running sleeping and palace cars over or upon the several railroads in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

W. H. WITHINGTON, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brunson,

The House concurred in the adoption of the substitute reported by the committee.

The substitute was then ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Morse asked and obtained leave of absence until Tuesday next.

Mr. Morse asked and obtained leave of absence for Mr. Sessions until Tuesday next.

Mr. L. Walker asked and obtained leave of absence for Mr. F. Walker indefinitely, on account of sickness,

On motion of Mr. Bottomley,

The House adjourned.

Lansing, Friday, March 28, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Wood.

Roll called: quorum present.

Absent without leave, Messrs. Bartholomew, C. W. Watkins.

Mr. Thomas asked and obtained leave of absence for Mr. C. W. Watkins, indefinitely, on account of sickness.

Mr. Bonine asked and obtained leave of absence for Mr. Bartholomew for the forenoon.

On motion of Mr. Speed,

The journal of March 22, was ordered to be corrected by erasing from the report of the committee on engrossment and enrollment,

House bill No. 41, entitled

A bill to amend sections 1, 7, 8, 15, 17, 18, 19, 20, 21, 22, and 23, of act No. 90 of the session laws of 1853, entitled "An act to amend the laws relative to supplying the city of Detroit with pure and wholesome water, and to provide for the completion and management of the Detroit water-works," approved February 14, 1853;

Which is there incorrectly reported as enrolled and presented to the Governor.

PRESENTATION OF PETITIONS.

By Mr. Bonine: Remonstrance of 78 alumni of the medical department of the University, against the passage of Senate bill No. 73, regarding the appointment of two professors of homeopathy in the University;

Referred to the committee on University and Normal school.

The following is the remonstrance:

To the Honorable the House of Representatives of the State of Michigan:

WHEREAS, In our opinion, the creation of two chairs of home-

opathy would constitute the recognition of a special system of medical practice ; and

WHEREAS, Hitherto no dogma or special system of medicine has been taught in this University;

WHEREAS, We believe that such an innovation would be fatal to the usefulness and prosperity of the University; therefore, be it

Resolved, That we, the undersigned, formerly students, but now alumni of the medical department, earnestly remonstrate and protest against the passage of Senate bill, No. 73, regarding the appointment of two professors of hom. oopathy in the University.

By Mr. Welker: Transcript of registered voters of the township of Sparta, Kent county, certified by the township clerk,—the same relating to the formation of the county of Watkins;

Referred to the committee on towns and counties.

By Mr. Cobb: Petition of Mrs. L. H. Stone, W. H. Johnson, and 23 other men and women of Kalamazoo, asking for the submission to the popular vote of a proposition for striking the word "male" from that portion of the State constitution defining the qualifications of an elector ;

Also: Petition of W. T. Parsons, Mrs. E. M. Clapp, and 22 others of Kalamazoo county for the same purpose ;

Also: Petition of A. B. Sumner, Sarah J. Curtis and 11 others, of Kalamazoo county, for the same purpose ;

Referred to the committee on State affairs.

By Mr. Fancher: Remonstrance of Joseph Oberlin and 53 others of Isabella county, against the repeal of the prohibitory liquor law, etc. ;

Referred to the committee on State affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills :

1. House bill No. 76, entitled

A bill to amend section 97 of an act entitled "An act to provide for the uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869; being section 1063 of the compiled laws of 1871;

2. House bill No. 170, entitled

A bill to amend sections 6 and 7 of act No. 188 of the session laws of 1857, entitled, "An act to provide for the incorporation of mechanics' associations," approved February 17, 1857, being sections 2800 and 2801 of the compiled laws of 1871;

3. House bill No. 277, entitled

A bill to detach the township of Cleon from the county of Manistee, and attach the same to the county of Wexford;

4. House manuscript bill, entitled

A bill to re-incorporate the village of St. Louis.

C. D. LUCE, *Acting Chairman.*

Report accepted.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

A bill to amend an act entitled "An act to incorporate the village of Laingsburg, Shiawassee county," approved April 8th, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute, do pass, and ask to be discharged from the further consideration of the subject.

J. P. HOYT, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wixson,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was recommitted House bill No. 233, entitled

A bill to compel railroads of this State to use the air-brake upon passenger trains,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

E. C. WATKINS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bottomley,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on elections:

The committee on elections, to whom was referred Senate bill No. 192, entitled

A bill to require the publication of the official proceedings of the board of supervisors and county and district canvassers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAMES BURNS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on federal relations:

The committee on federal relations, to whom was referred House joint resolution No. 15, entitled

Joint resolution asking Congress to authorize the construction of bridges over the Detroit and St. Clair rivers;

Together with numerous remonstrances against the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

The reason that has influenced your committee in coming to the conclusion above stated, is that in the judgment of this committee, the interests of commerce would be more retarded than advanced by the construction of a bridge or bridges across either the Detroit or St. Clair river at the present time.

T. C. RIPLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Howard,

The further consideration of the joint resolution was indefinitely postponed.

By the committee on fisheries:

The committee on fisheries, to whom was re-referred House bill No. 219, entitled

A bill to regulate the catching of fish in certain waters of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

E. R. MILLER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Welch,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

A bill to amend an act entitled "an act to incorporate the village of St. Joseph," approved March 7, 1834, and the acts amendatory thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. J. SPEED, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Climie,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER,
Lansing, March 27, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill :

Senate bill No. 151, entitled

A bill to amend sections 4, 7, 16, 17, 20, 22, 29, 31, 32, 34, 38, and 39 of "An act to incorporate the city of Hastings," approved March 11, 1871, and to add two new sections thereto to stand as sections Nos. 49 and 50,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and

On motion of Mr. Speed,

The rules were suspended, and the bill was put on the order of third reading.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 27, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following joint resolution:

Senate manuscript joint resolution, entitled

Joint resolution to appropriate a sum of money, and provide for the laying of the corner-stone of the new Capitol,

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the special committee on that subject.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 27, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 165, entitled

A bill to amend sections 2 and 7 of chapter 144, being sec-

tions 3818 and 3823 of the compiled laws of 1871, relative to the terms of payment of University and school lands,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 27, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 230, entitled

A bill to amend sections 3, 11, 14, 15, 16, 18, 19, 20, 21, 22, 23, 27, 28, 34, 35, 36, 37, 61, 79, 95, 120, 124, and 141 of title 8, chapter 21, of the compiled laws of 1871, being "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869.

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 27, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bills:

House bill No. 166, entitled

A bill to amend act No. 152 of the session laws of 1869, entitled "An act to authorize the incorporation of building and savings associations, under the provisions of chapter 56 of the compiled laws, and the acts amendatory thereof," approved April 5, 1869, being chapter 93 of the compiled laws of 1871, by adding one new section thereto, to stand as section 8 ;

House bill No. 205, entitled

A bill to amend section one of act number 274 of the session laws of 1871, entitled "An act to incorporate the village of Rockford," approved April 15th, 1871 ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The two named bills were referred to the committee on engrossment and enrollment, for enrollment.

THIRD READING OF BILLS.

Senate bill No. 73, entitled

A bill to provide for the appointment of two professors of homeopathy in the department of medicine of the University of Michigan,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Gilmore moved that the consideration of the bill be postponed until Tuesday next.

Mr. Bottomley moved to amend the motion by making the time for the consideration of the bill 2 o'clock this afternoon.

Mr. E. C. Watkins demanded the previous question.

The demand was seconded and the main question ordered.

The amendment to the motion to postpone was not then agreed to.

The motion to postpone did not then prevail.

Mr. L. Walker moved that during the consideration of this bill the rule that "no member shall be allowed more than five minutes for debate, except the introducer of a bill, or the chairman reporting the same, who shall be allowed to speak ten minutes," be suspended;

Which motion prevailed.

Mr. Speed moved to recommit the bill to the committee on University and Normal School, with instructions to report it back immediately with the following amendment thereto,—the same to added at the end of the bill:

"No money shall be drawn from the treasury, under any appropriation from the general fund, for the benefit of the University until the professors of homeopathy, mentioned in the preceding section, shall have been appointed, or until the regents of the University shall have filed in the office of the Secretary of State an agreement with the people of this State that they will, in good faith, within six months from the time this act shall take effect, carry out the provisions of the same;

Which motion did not prevail.

Pending the taking of the vote, the Speaker called Hon. W. H. Withington to the chair.

Mr. Gilmore moved that the bill be laid on the table.

Mr. Gilmore demanded the yeas and nays.

The demand was seconded, and the motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Bartholomew,	Mr. Ferguson,	Mr. Robertson,
Bonine,	Fey,	Smith,
Bottomley,	Gilmore,	Thomas,
Briggs,	Haire,	Thompson,
Burns,	Hoar,	A. Walker,
Carter,	Howard,	L. Walker,
Cobb.	Lewis,	Walton,
Cook,	O'Dell,	Warren,
Drew,	Parsons,	E. C. Watkins,
Fancher,	Remer.	Withington, 30

NAYS.

Mr. Ackley,
Bailey,
Brunson,
Buell,
Cady,
Chafey,
Climie,
Curtis,
Dinturff,
Drake,
Edwards,
Garvelink,
Goodrich,
Gordon,
Green,
Greusel,
Harris,

Mr. Haywood,
Hertzler,
Hewitt,
Hosner,
Hoyt,
Kellogg,
Knapp,
Lockwood,
Luce,
E. R. Miller,
R. C. Miller,
Mitchell,
Noyes,
Pierce,
Priest,
Rich,
Ripley,

Mr. Robinson,
Sanderson,
Shaw,
Simpson,
Speed,
Striker,
Van Aken,
Van Scoy
B. Walker,
J. Walker,
Welch,
Welker,
West,
Wheeler,
Wixson,
Speaker,

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Mr. Wixson demanded the previous question.

The demand was not seconded.

On motion of Mr. Gilmore,

The House took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the order of

THIRD READING OF BILLS.

The question recurring on the passage of Senate bill No. 73, entitled

A bill to provide for the appointment of two professors of homeopathy in the department of medicine of the University of Michigan,

Mr. Gilmore moved that the further consideration of the bill be postponed until Tuesday next;

Mr. Gilmore demanded the yeas and nays.

The demand was seconded, and the motion did not prevail by yeas and nays, as follows:

YEAS.

Mr. Bartholomew,	Mr. Fey,	Mr. Smith,
Bonine,	Gilmore,	Thomas,
Bottomley,	Haire,	Thompson,
Briggs,	Harris,	A. Walker,
Burns,	Hoar,	L. Walker,
Carter,	E. R. Miller,	Walton,
Cobb,	O'Dell,	Warren,
Cook,	Parsons,	E. C. Watkins,
Drew,	Remer,	Withington,
Fancher,	Robertson,	Zimmerman,
Ferguson,		

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NAYS.

Mr. Ackley,	Mr. Hertzler,	Mr. Robinson,
Bailey,	Hewitt,	Sanderson,
Brunson,	Howard,	Shaw,
Buell,	Hoyt,	Simpson,
Cady,	Kellogg,	Speed,
Chafey,	Knapp,	Striker,
Climie,	Lewis,	Van Aken,
Curtis,	Lockwood,	Van Scoy,
Dinturff,	Markey,	B. Walker,
Drake,	R. C. Miller,	J. Walker,
Edwards,	Mitchell,	Welch,
Garvelink,	Noyes,	Welker,
Goodrich,	Pierce,	West,
Gordon,	Priest,	Wheeler,
Green,	Rich,	Wixson,
Greusel,	Ripley,	Speaker,
Haywood,		

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Mr. Ferguson moved that he be permitted to read to the House the testimony taken before the special committee appointed to visit the University and make inquiry as to the character of the institution in the Medical department of the University.

Mr. Gilmore demanded the yeas and nays.

The demand was seconded, and the motion did not prevail by yeas and nays, as follows:

YEAS.

Mr. Bonine,
Bottomley,
Carter,
Cobb,
Cook,
Drew,
Ferguson,
Fey,

Mr. Gilmore,
Green,
Hoar,
Hosner,
Lewis,
E. R. Miller,
Parsons,
Robertson,

Mr. Speed,
Thomas,
Thompson,
Van Aken,
L. Walker,
Walton,
Welch,
Zimmerman, 24

NAYS.

Mr. Ackley,
Bailey,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Chafey,
Olimie,
Curtis,
Dinturff,
Drake,
Edwards,
Fancher,
Garvelink,
Goodrich,
Gordon,
Greusel,

Mr. Harris,
Haywood,
Hertzler,
Hewitt,
Howard,
Hoyt,
Kellogg,
Knapp,
Lockwood,
Luce,
Markey,
R. C. Miller,
Mitchell,
Noyes,
O'Dell,
Pierce,
Priest,
Remer,

Mr. Rich,
Ripley,
Robinson,
Sanderson,
Shaw,
Simpson,
Smith,
Striker,
A. Walker,
B. Walker,
J. Walker,
Warren,
Welker,
West,
Wheeler,
Wixson,
Speaker,

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Mr. Ripley demanded the previous question.

The demand was seconded, and the main question ordered.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bottomley,
Brunson,
Buell,
Cady,
Chafey,
Climie,
Curtis,
Dinturff,

Mr. Harris,
Haywood,
Hertzler,
Hewitt,
Hosner,
Howard,
Hoyt,
Kellogg,
Knapp,
Lewis,

Mr. Remer,
Rich,
Ripley,
Robinson,
Sanderson,
Shaw,
Simpson,
Speed,
Striker,
Van Aken,

Mr. Drake,
Edwards,
Fancher,
Fey,
Garvelink,
Goodrich,
Gordon,
Green,
Greusel,

Mr. Lockwood,
Luce,
Markey,
R. C. Miller,
Mitchell,
Noyes,
Pierce,
Priest,

Mr. B. Walker,
J. Walker,
Welch,
Welker,
West,
Wheeler,
Withington,
Wixson,

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NAYS.

Mr. Bonine,
Briggs,
Burns,
Carter,
Cobb,
Cook,
Drew,
Ferguson,

Mr. Haire,
Hoar,
E. R. Miller,
O'Dell,
Parsons,
Robertson,
Smith,
Thomas,

Mr. Thompson,
A. Walker,
L. Walker,
Walton,
Warren,
E. C. Watkins,
Speaker,

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Title agreed to.

Mr. Noyes moved to reconsider the vote by which the House passed the bill.

Mr. Noyes moved to lay the motion to reconsider on the table.

Mr. Drew demanded the yeas and nays.

The demand was seconded, and the motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Bottomley,
Brunson,
Buell,
Cady,
Chafey,
Climie,
Curtis,
Dinturff,
Drake,
Edwards,
Fancher,
Garvelink,

Mr. Harris,
Haywood,
Hertzler,
Hewitt,
Hosner,
Howard,
Hoyt,
Kellogg,
Knapp,
Lockwood,
Luce,
Markey,
R. C. Miller,
Mitchell,
Noyes,

Mr. Rich,
Ripley,
Robinson,
Sanderson,
Shaw,
Simpson,
Speed,
Striker,
Van Aken,
B. Walker,
J. Walker,
Welch,
Welker,
West,
Wheeler,

Mr. Goodrich,
Gordon,
Green,
Greusel,

Mr. Pierce,
Priest,
Remer,

Mr. Withington,
Wixson,
Speaker,

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NAYS.

Mr. Burns,
Carter,
Cobb,
Cook,
Drew,
Ferguson,

Mr. Haire,
Hoar,
E. R. Miller.
O'Dell,
Robertson,
Thomas,

Mr. Thompson,
A. Walker,
L. Walker,
Walton,
Warren,
E. C. Watkins, 18

House bill No. 177, entitled

A bill to amend section 27 of "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being section 993 of chapter 21 of the compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Carter,
Chafey,
Climie,
Curtis,
Dinturff,
Drew,
Edwards,
Fancher,
Ferguson,
Garvelink,
Goodrich,
Gordon,

Mr. Green,
Greusel,
Haire,
Haywood,
Hertzler,
Hewitt,
Hoar,
Howard,
Hoyt,
Knapp,
E. R. Miller,
Noyes,
Parsons,
Remer,
Rich,
Ripley,
Robinson,
Sanderson,

Mr. Shaw,
Simpson,
Speed,
Striker,
Thomas,
Thompson,
Van Scoy,
A. Walker,
B. Walker,
L. Walker,
Warren,
E. C. Watkins,
West,
Wheeler,
Withington,
Wixson,
Zimmerman,

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NAYS.

Mr. Ackley,
Bailey,
Cady,
Cook,

Mr. Lockwood,
Luce,
Markey,
Mitchell,

Mr. Robertson,
Smith,
Van Aken,
J. Walker,

Mr. Drake,
Harris,
Kellogg,

Mr. O'Dell,
Pierce,
Priest,

Mr. Walton,
Welch,
Welker, 21

Title agreed to.

Mr. Rich, leave being granted, moved that House joint resolution No. 20, entitled

Joint resolution granting the privilege of the elective franchise to the women of this State,

Heretofore made the special order for this evening, be made the special order for Thursday, April 3, at 7½ o'clock P. M.;
Which motion prevailed.

Mr. Lewis, leave being granted, offered the following :

Resolved, That the Governor be requested to return to the House, House bill No. 251, entitled

A bill to amend "An act to revise and amend an act entitled 'An act to revise and amend an act entitled an act to incorporate the city of Bay City,'" approved March 21st, 1865, being act No. 348 of the session laws of this State for the year 1867, as amended by the act amendatory thereof, and to add several new sections thereto,

Which was adopted.

On motion of Mr. Buell,

The House adjourned.

Lansing, Saturday, March 29, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Allis.

Roll called : quorum present.

Absent without leave: Messrs. Wheeler, Van Scoy, Speed, and Drew.

Mr. Brunson asked leave of absence for Mr. Van Scoy for the day.

Leave was not granted.

Mr. Welch asked and obtained leave of absence until Tuesday.

Mr. Burns asked and obtained leave of absence for Mr. Speed until Monday noon.

Mr. Green asked and obtained leave of absence for Mr. Wheeler until Tuesday.

Mr. Cobb asked and obtained leave of absence until Tuesday.

Mr. Haywood asked and obtained leave of absence for Mr. Drew, indefinitely, on account of sickness.

REPORTS OF STANDING COMMITTEES.

By the committee on State Prison :

The committee on State Prison, to whom was referred

A bill to regulate the hiring or letting of contracts for State Prison labor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

FAYETTE PARSONS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Parsons,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges :

The committee on roads and bridges, to whom was referred

1. House bill No. 231, entitled

A bill to amend sections 15, 16, 17, 22, and 23, chapter 25, being sections 1240, 1241, 1242, 1247, and 1248, of the compiled laws of 1871, relative to the duties of overseers in regard to the performance of labor on highways; the performance of such labor, or the commutation therefor, and application of moneys by the commissioners;

2. House bill No. 232, entitled

A bill to amend section 6, chapter 24, being section 1221 of

compiled laws of 1871, relative to persons liable to work on highways, and making assessments therefor ;

3. House bill No. 332, entitled

A bill to amend sections 2, 3, 4, 5, 6, 7, 8, and 9, of chapter 24, of the compiled laws of 1871, being compiler's sections 1217, 1218, 1219, 1220, 1221, 1222, 1223, and 1224, relating to the assessment of highway taxes,

- Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that they be referred to the committee on State affairs, and ask to be discharged from the further consideration of the subject.

JOHN WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Aken,

The three named bills were referred to the committee on State affairs.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills and joint resolution :

1. House bill No. 251, entitled

A bill to amend an act entitled " An act to revise and amend an act entitled ' An act to revise and amend an act entitled an act to incorporate the city of Bay City,' " approved March 21st, 1865, being act No. 348 of the session laws of this State for the year 1867, as amended by the act amendatory thereof, and to add several new sections thereto ;

2. House bill No. 146, entitled

A bill to amend an act entitled " An act to incorporate the city of Marshall," approved February 14, 1859, by adding a new section thereto ;

3. House bill No. 71, entitled

A bill to amend an act entitled " An act to incorporate the village of Pentwater" by amending certain sections thereof, and adding a new section thereto ;

4. House bill No. 293, entitled

A bill to provide for a municipal court in the city of Detroit, to be called "The Superior Court of Detroit ;"

5. House bill No. 275, entitled

A bill to organize the township of South Manitou in the county of Manitou ;

6. House bill No. 9, entitled

A bill supplementary to an act entitled "An act to revise the charter of the city of Detroit," approved February 5, 1857, and to abolish citizens' meetings in said city, and to create a board of estimates for said city ;

7. House joint resolution No. 2,

Asking Congress for an appropriation for the survey of the Michigan Ship Canal.

C. D. LUCE, *Acting Chairman.*

Report accepted.

By the committee on State affairs :

The committee on State affairs, to whom was referred Senate bill No. 173, entitled

A bill to provide additional fees for sheriffs in certain cases,
Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill gives a sheriff, summoning a grand or petit juror, a travel fee of six cents a mile actually and necessarily traveled in performing the service, on his affidavit, that such travel was actually and necessarily performed.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred Senate bill No. 195, entitled

A bill "to provide for the early distribution of the general laws which are ordered to take immediate effect,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

The amendment changes the phraseology but not the object intended to be accomplished.

L. WALKER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Brunson,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred Senate bill No. 160, entitled

A bill to amend an act in relation to the powers and duties of superintendents of the poor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended, do pass, and ask to be discharged from the further consideration of the subject.

The amendment proposed by the committee consists of striking out the last part of the bill, which provides for receiving persons in one county when they reside and are in another county, a mode of proceeding which the committee consider very objectionable.

L. WALKER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Brunson,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred Senate manuscript bill entitled

A bill to incorporate the city of Negaunee, in Marquette county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cady,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Buell.

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

A bill to amend the third subdivision of section 8, also 63 of an act entitled "An act to incorporate the city of Charlotte," approved March 29, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill,

when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. P. HOYT, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Shaw,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred House bill No. 124, entitled

A bill for the incorporation of villages,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JNO. L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to amend an act entitled "An act to provide for the inventory and collection of the effects of deceased persons," the same being section 4407, chapter 157, of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

Previous legislation has rendered this bill unnecessary.

H. A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cady,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to amend section 7436 of the compiled laws of 1871, being an act entitled "An act to provide for the salary of probate judges,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

This bill seeks to give more uniformity to the salary of the judges of probate, and in counties of over 25,000 it provides for a register, who shall keep the office open for daily instead of monthly business, as required by law.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Aken,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A joint resolution to authorize the Commissioner of the State Land Office, or the proper officer, to convey the southwest quarter of the northwest quarter of section No. 16, in township No. 8 south, of range No. 5 east, to George W. Blivin, assignee of primary school land certificate No. 5961,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This resolution is recommended for the reason that a condition in the sale of primary school land certificate No. 5961 has never been removed by the party making said condition, but said party is supposed to be dead, and there is no way of removing said condition except by the passage of this resolution.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

A bill to amend section 7435, chapter 139 of the compiled laws of 1871, relative to salaries of judges of probate,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

This bill provides that county salaries of judges of probate shall be in full compensation for services except for copies of records or papers on file, and certificates and exemplifications.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to detach certain territory from the township of Portsmouth and attach the same to the township of Merritt, in Bay county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do

pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Lewis,

The rules were suspended, and the bill was placed on the order of third reading.

REPORTS OF SPECIAL COMMITTEES. .

By the special committee on laying the corner-stone of the new Capitol:

The special committee on laying the corner-stone of the new Capitol, to whom was referred Senate manuscript joint resolution, entitled

Joint resolution to appropriate a sum of money, and provide for the laying of the corner-stone of the new State Capitol,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. P. HOYT, *Acting Chairman.*

Report accepted and committee discharged.

The joint resolution was then referred to the committee of the whole and placed on the general order.

The select committee on the examination of bills on the general order, relative to their being placed on the order of third reading, report as follows:

The select committee appointed to examine bills on the general order and report such as may be placed on the order of third reading, recommend that the committee of the whole be discharged from the further consideration of the following entitled bill:

A bill to amend an act entitled "An act to incorporate the

village of Laingsburg, Shiawassee county," approved April 8, 1871.

J. K. LOCKWOOD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bailey,

The bill was placed on the order of third reading.

MESSAGES FROM THE GOVERNOR.

The Speaker' also announced the following:

EXECUTIVE OFFICE,
Lansing, March 27, 1873. }

To the House of Representatives:

I have this day signed, approved, and deposited in the office of the Secretary of State, the following:

1. An act to amend section 97 of an act entitled "An act to provide for the uniform assessment of property and for the collection and return of taxes thereon," approved April 6, 1869, being section 1063 of the compiled laws of 1871;

2. An act to amend sections 9 and 10 of an act for the relief of school districts, approved February 7, 1855, being sections 3721 and 3722 of chapter 136 of the compiled laws of 1871;

3. An act to repeal act number 475 of the session laws of 1871, entitled "An act to provide for laying out and constructing a State road in the townships of Muzzy and Lynn, in the county of St. Clair, State of Michigan, and making an appropriation of non-resident highway tax to aid in constructing the same, to be known as the Muzzy and Lynn State Road," approved April 17, 1871;

4. An act to vacate and discontinue a certain State road in the township of Jamestown, in the county of Ottawa;

5. An act to detach the township of Cleon from the county of Manistee, and attach the same to the county of Wexford;

6. An act to amend section 1 of article 13, and section 5 of article 14, of act No. 348 of the session laws of 1869, entitled "An act to incorporate the village of Fenton;"

7. An act to amend section 1 of an act entitled "An act to

revise and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds, and wild fowl," approved April 3, 1869, being section 2093 of the compiled laws of 1871;

8. An act to authorize the purchase and improvement of grounds in a cemetery, in or near Detroit, for the interment of deceased Michigan soldiers, not otherwise provided a final resting-place, and to make the necessary appropriations therefor;

9. An act to change the name of the First German Protestant St. John's Church of Detroit, and legalize certain acts and proceedings thereof, and confirm the title to certain lands held by them;

10. An act to amend an act entitled "An act relative to free schools in the city of Detroit," approved February 24, 1869.

JOHN J. BAGLEY.

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE,
Lansing, March 26, 1873. }

To the House of Representatives:

I have this day signed, approved, and deposited in the office of the Secretary of State the following:

Joint resolution instructing the Board of State Auditors to make a settlement with Frederick A. Long.

JOHN J. BAGLEY.

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE,
Lansing, March 29, 1873. }

To the House of Representatives:

In compliance with the resolution of the House of Representatives, I herewith return to the House, House bill No. 251, entitled

A bill to amend an act entitled "An act to revise and amend an act entitled 'An act to revise and amend an act

entitled an act to incorporate the city of Bay City,' approved March 21, 1865, being act number No. 348 of the session laws of this State for the year 1867," as amended by the act amendatory thereof, and to add several new sections thereto.

JOHN J. BAGLEY.

On motion of Mr. Cady,
The bill was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER, }
Lansing, March 28, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following joint resolution :

House joint resolution No. 8, entitled
Joint resolution for the relief of the Central Methodist Episcopal Church of Lansing, Mich. ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 28, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bills :

1. House bill No. 162, entitled

A bill to amend section 14 of act No. 259 of the session laws of 1871, being "An act to incorporate the village of Williamston," approved April 5, 1871 ;

2. House bill No. 83, entitled

A bill to amend an act entitled "An act to lay out and establish a State road in the counties of Midland and Saginaw, and to appropriate certain non-resident highway taxes therefor," by adding a new section thereto;

3. House bill No. 339, entitled

A bill to organize union school district of the city of Alpena,

In the passage of which, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The three named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, March 28, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bills:

1. House bill No. 90, entitled

A bill to amend sections 79, 80, 81, and 120 of an act entitled "An act to provide for a uniform assessment of property and for the collection and return of taxes thereon," approved April 6, 1869, being sections 1045, 1046, 1047, and 1086, chapter 21 of the compiled laws of 1871 ;

2. House bill No. 102, entitled

A bill to change the name of the First Presbyterian Society of Mill Point to the First Presbyterian Society of Spring Lake ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the

same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The two bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, March 28, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following joint resolutions :

1. Senate joint resolution No. 17, entitled

Joint resolution to provide for a commission for the revision of the constitution of the State of Michigan ;

2. Senate joint resolution No. 18, entitled

Joint resolution to authorize the Governor to issue a patent for the southwest quarter of the northeast quarter of section twenty-one in township nine north, of range fourteen west, to Edward L. Weeks, assignee of salt-spring land certificate number 103 ;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named joint resolution was read a first and second time by its title, and referred to the committee on judiciary.

The second named joint resolution was read a first and second time by its title, and referred to the committee on State affairs.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, March 28, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills:

Senate bill No. 166, entitled

A bill to incorporate the board of education of the city of Hastings,

Senate bill No. 213, entitled

A bill to provide for laying out and constructing a State road in the county of Midland, and appropriating certain non-resident highway taxes therefor;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked,

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on education.

The second named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, March 28, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 217, entitled

A bill to fix the liability of cities, townships, and incorporated villages for damages to persons or property, occasioned by defective highways;

2. Senate bill No. 208, entitled

A bill to prevent accidents while crossing on the ice on Spring Lake, in the counties of Ottawa and Muskegon;

3. Senate bill No. 186, entitled

A bill to detach certain real estate from school district No. 3 of Parma, and attach the same to school district No. 1, fractional, of Parma, Concord, and Spring Arbor ;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committees on judiciary and municipal incorporations, jointly.

The second named bill was read a first and second time by its title, and referred to the committee on State affairs.

The third named bill was read a first and second time by its title, and referred to the committee on education.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 28, 1878. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 210, entitled

A bill to amend section 1201 of the compiled laws of 1871, being section 10 of chapter 22 of the revised statutes of 1846, relating to highways ;

2. Senate bill No. 218, entitled

A bill to amend an act entitled “ An act to compel children to attend school,” by adding three new sections thereto ;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The second named bill was read a first and second time by its title, and referred to the committee on education.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, March 28, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bills:

1. House bill No. 131, entitled

A bill to detach certain territory from the city of Hillsdale, and to annex the same to the township of Hillsdale, in the county of Hillsdale;

2. House bill No. 132, entitled

A bill to detach certain territory from the township of Berlin, and attach the same to the township of Easton, in the county of Ionia;

3. House bill No. 137, entitled

A bill to amend sections 4, 48, and 61, of act No. 459 of the laws of 1869, being an act to incorporate the city of Big Rapids, and section 32 of act No. 241 of the session laws of 1871, amendatory thereof;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The three named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, March 28, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 134, entitled

A bill to incorporate the village of Clio ;

2. Senate bill No. 163, entitled

A bill to revise the charter of the village of Holly ;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The two named bills were read a first and second time by their titles, and referred to the committee on municipal corporations.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, March 28, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bills :

1. House bill No. 279, entitled

A bill to incorporate the village of Byron ;

2. House bill No. 103, entitled

A bill to organize the township of Isle Royal in the county of Keweenaw ;

3. House bill No. 226, entitled

A bill to incorporate the village of Imlay City, in Lapeer county,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The three named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, March 28, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate manuscript bill, entitled

A bill to amend an act entitled “An act to revise the charter of the city of Holland,” being amendatory of an act entitled “An act to incorporate the city of Holland,” approved March 25th, 1867;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and

On motion of Mr. Curtis,

The rule requiring the second and third reading of bills to be on different days, was suspended, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Burns,
Cady,
Carter,

Mr. Haywood,
Hertzler,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Knapp,

Mr. Ripley,
Robinson,
Robertson,
Sanderson,
Simpson,
Smith,
Striker,
Thompson,
Van Aken,

Mr. Climie,
Cook,
Curtis,
Dinturff,
Drake,
Edwards,
Ferguson,
Fey,
Gilmore,
Goodrich,
Gordon,
Green,
Greusel,
Haire,

Mr. Lewis,
Lockwood,
Luce,
Markey,
E. R. Miller,
R. C. Miller,
Mitchell,
O'Dell,
Perry,
Pierce,
Priest,
Remer,
Rich,

Mr. A. Walker,
B. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
E. C. Watkins,
Welch,
Welker,
West,
Withington,
Wixson,
Speaker,

67

NAYS.

0

Title agreed to.

On motion of Mr. Curtis,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 28, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bill :

Senate bill No. 164, entitled

To revise the charter of the city of Coldwater, being amendatory of an act entitled "An act to incorporate the city of Coldwater," approved February 28, 1861, as amended by the several acts amendatory thereof;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and

On motion of Mr. Van Aken,

The rule requiring the second and third reading of bills to be on different days, was suspended, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Haire,	Mr. Remer,
Bailey,	Harris,	Rich,
Bartholomew,	Hertzler,	Robinson,
Bonine,	Hewitt,	Robertson,
Bottomley,	Hoar,	Sanderson,
Brunson,	Hosner,	Simpson,
Burns.	Howard,	Smith,
Cady,	Hoyt,	Striker,
Carter,	Kellogg,	Van Aken,
Chafey,	Knapp,	A. Walker,
Climie,	Lewis,	B. Walker,
Cook,	Lockwood,	J. Walker,
Curtis,	Luce,	L. Walker,
Dinturff,	Markey,	Walton,
Drake,	E. R. Miller,	Warren,
Edwards,	R. C. Miller,	E. C. Watkins,
Ferguson,	Mitchell,	Welch,
Fey,	Noyes,	Welker,
Garvelink,	O'Dell,	West,
Goodrich,	Perry,	Withington,
Gordon,	Pierce,	Wixson,
Greusel,	Priest,	Speaker, 66
	NAYS	0

Title agreed to.

On motion of Mr. Van Aken,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

THIRD READING OF BILLS.

Senate bill No. 79, entitled

A bill making an appropriation of non-resident highway taxes for the Clio and Chesaning State road to aid in the completion of the same, and to repeal act number 399 of the session

laws of 1867, approved March 22, 1867, being an act to provide for the laying out and establishing of a State road from Clio, in Genesee county, to Chesaning in Saginaw county, and to appropriate certain non-resident highway taxes to aid in the construction of the same; also, to repeal act number 304 of the session laws of 1871, approved February 14, 1871, being an act to amend section 2 of act number 399 of the session laws of 1867, approved March 22, 1867, entitled "An act to provide for laying out and establishing a State road from Clio, in Genesee county, to Chesaning in Saginaw county, and to appropriate certain non-resident highway taxes to aid in the construction of the same,"

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Ackley moved to amend the bill by adding at the end of section 1, the following:

Provided, That this act shall not apply to any non-resident highway tax in Saginaw county ;"

Which was agreed to.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bartholomew,
Brunson,
Burns,
Cady,
Drake,
Edwards,
Ferguson,
Fey,
Goodrich,
Greusel,

Mr. Harris,
Haywood,
Hertzler,
Hoar,
Hoyt,
Kellogg,
Lewis,
Lockwood,
Markey,
R. C. Miller,

Mr. Mitchell,
Perry,
Pierce,
Priest,
Ripley,
Robertson,
Simpson,
Striker,
Thomas,
Wixson,

31

NAYS.

Bonine,
Bottomley,
Briggs,
Buell,
Carter,

Mr. Green,
Haire,
Hewitt,
Howard,
Luce,

Mr. Thompson,
Van Aken,
A. Walker,
J. Walker,
L. Walker,

Mr. Climie,	Mr. E. R. Miller,	Mr. Walton,
Cook,	O'Dell,	Warren,
Curtis,	Rich,	E. C. Watkins,
Dinturff,	Robinson,	Welker,
Fancher,	Sanderson,	West,
Garvelink,	Shaw,	Withington,
Gordon,	Smith,	Zimmerman, 36

House manuscript joint resolution, entitled

Joint resolution concerning the State swamp lands in certain counties,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Lockwood,

The joint resolution was re-committed to the committee on public lands.

House bill No. 338, entitled

A bill to incorporate the village of L'Anse, in the county of Houghton,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Aokley,	Mr. Hertzler,	Mr. Robertson,
Bonine,	Hewitt,	Sanderson,
Bottomley,	Hoar,	Shaw,
Brunson,	Howard,	Simpson,
Buell,	Hoyt,	Smith,
Burns,	Kellogg,	Striker,
Cady,	Lewis,	Thomas,
Climie,	Lockwood,	Thompson,
Cook,	Luce,	Van Aken,
Curtis,	Markey,	A. Walker,
Edwards,	E. R. Miller,	J. Walker,
Fancher,	R. C. Miller,	L. Walker,
Ferguson,	Mitchell,	Walton,
Fey,	O'Dell,	Warren,
Garvelink,	Parsons,	E. C. Watkins,
Gordon,	Perry,	Welker,
Green,	Pierce,	West,
Greusel,	Priest,	Wixson,
Haire,	Rich,	Zimmerman,

Mr. Harris,
Haywood,

Mr. Ripley,
Robinson,

Mr. Speaker,

62

NAYS.

0

Title agreed to.

On motion of Mr. Hoar,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 151, entitled

A bill to amend sections 1, 4, 7, 16, 17, 20, 22, 29, 32, 34, 38, and 39 of "An act to incorporate the city of Hastings," approved March 11th, 1871, and to add two new sections thereto, to stand as sections Nos. 49 and 50,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bonine,
Brunson,
Buell,
Cady,
Carter,
Olimie,
Cook,
Curtis,
Dinturff,
Fancher,
Ferguson,
Fey,
Garvelink,
Goodrich,
Green,
Greusel,
Haire,
Harris,
Haywood,
Hertzler,

Mr. Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Knapp,
Lewis,
Lockwood,
Luce,
Markey,
E. R. Miller,
R. C. Miller,
Mitchell,
O'Dell,
Perry,
Pierce,
Priest,
Rich,
Ripley,

Mr. Robertson,
Shaw,
Simpson,
Smith,
Striker,
Thomas,
Thompson,
Van Aken,
A. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
E. C. Watkins,
Welker,
West,
Withington,
Wixson,
Zimmerman,
Speaker,

61

NAYS.

0

Title agreed to.

On motion of Mr. Striker,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 317, entitled

A bill to incorporate the city of Bangor, in Van Buren county,

Was read a third time and, pending the taking of the vote on the passage thereof,

On motion of Mr. Hoyt,

The bill was laid on the table.

House bill No. 300, entitled

A bill to repeal act No. 425 of the session laws of 1871, entitled "An act to detach certain real estate from school district number one fractional of Parma, Sandstone, Concord, and Spring Arbor, and attaching the same to school district number three of Parma,

Was read a third time, and, pending the taking of the vote on the passage thereof,

On motion of Mr. Withington,

The bill was laid on the table.

House bill No. 349, entitled

A bill to enlarge the corporate limits of the city of Detroit, and to create additional wards in said city,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Burns moved to amend the bill as follows:

Strike out "easterly" in line 8, section 1, and insert "westerly;"

Insert "levying," before "collection" in line 13, section 12, and "or appropriation" after the word "collection;"

Which was agreed to.

Mr. Greusel moved to amend the bill by adding the following at the end of section 1:

"Excepting the land known and called Belle Isle, and three hundred feet on the northerly, easterly, and westerly side thereof, and all the territory lying between the southerly side

thereof and the national boundary line: *Provided*, That the board of commissioners of the metropolitan police of the city of Detroit, and the members of its police force shall have the same powers and perform the same duties within the territory above excepted, as are now granted to and imposed upon said board, and the members of said force within said city, by the acts organizing such board and all other acts relating thereto;

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Greusel,	Mr. Robinson,
Bailey,	Haire,	Robertson,
Bonine,	Harris,	Sanderson,
Bottomley,	Haywood,	Shaw,
Brunson,	Hertzler,	Simpson,
Buell,	Hoar,	Smith,
Burns,	Hosner,	Striker,
Cady,	Howard,	Thomas,
Carter,	Hoyt,	Thompson,
Chafey,	Kellogg,	Van Aken,
Climie,	Lewis,	A. Walker,
Cook,	Lockwood,	J. Walker,
Curtis,	Luce,	L. Walker,
Dinturff,	Markey,	Walton,
Drake,	E. R. Miller,	Warren,
Edwards,	R. C. Miller,	E. C. Watkins,
Fancher,	Noyes,	Welker,
Ferguson,	O'Dell,	West,
Fey,	Perry,	Withington,
Garvelink,	Pierce,	Wixson,
Goodrich,	Priest,	Zimmerman,
Gordon,	Rich,	Speaker,
Green,	Ripley,	

68

NAYS.

Mr. Briggs,

1

The question being on agreeing to the title,

On motion of Mr. Burns,

The title was amended by inserting the word "an" after "create," and by striking the letter "s" from the word "wards."

The title as amended was then agreed to.

On motion of Mr. Greusel.

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 350, entitled

A bill to detach townships 27 north, of ranges 7 and 8 east, from the township of Harrisville, and attach the same to the township of Alcona, in the county of Alcona,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Carter,
Climie,
Cook,
Curtis,
Dinturff,
Drake,
Edwards,
Fancher,
Ferguson,
Fey,
Garvelink,
Goodrich,
Gordon,

Mr. Green,
Greusel,
Haire,
Harris,
Haywood,
Hertzler,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Lewis,
Lockwood,
Luce,
Markey,
E. R. Miller,
Mitchell,
O'Dell,
Perry,
Pierce,

Mr. Priest,
Rich,
Robinson,
Robertson,
Shaw,
Simpson,
Smith,
Striker,
Thomas,
Thompson,
Van Aken,
A. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
West,
Withington,
Wixson,
Zimmerman,
Speaker,

64

NAYS.

0

Title agreed to.

On motion of Mr. Lockwood,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate manuscript bill, entitled

A bill to amend sections 4, 14, 36, 45, 46, 47, 48, 50, 52, and

53 of act No. 352 of the session laws of 1867, being an act entitled "An act to set off and incorporate a portion of the townships of Grand Haven and Spring Lake, in the county of Ottawa, into a city by the name of the city of Grand Haven," approved March 16, 1867, and to add five new sections thereto to stand as sections 91, 92, 93, 94, and 95,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Carter,
Chafey,
Climie,
Cook,
Curtis,
Dinturff,
Drake,
Edwards,
Fancher,
Ferguson,
Fey,
Garvelink,
Goodrich,

Mr. Gordon,
Green,
Greusel,
Haire,
Harris,
Haywood,
Hertzler,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Lewis,
Lockwood,
Luce,
Markey,
Mitchell,
O'Dell,
Perry,
Pierce,
Priest,
Rich,

Mr. Ripley,
Robinson,
Robertson,
Sanderson,
Shaw,
Simpson,
Smith,
Striker,
Thomas,
Thompson,
Van Aken,
A. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
West,
Withington,
Wixson,
Zimmerman,
Speaker,

65

NAYS.

0

The question being on agreeing to the title,

On motion of Mr. Haire,

The title was amended by striking out the word and figures "and 95," and by inserting the word "and" before "94."

The title, as amended, was agreed to.

On motion of Mr. Haire,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 239, entitled

A bill to amend section one of an act for the better regulation of the sale of poisons, chapter 250, section 7732 of the compiled laws of 1871,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Edwards moved to amend the bill by striking out in line 2 the words, "or other poison in," and in line 3 the words, "liquid form ;"

Which motion did not prevail.

Mr. Buell to recommit the bill to the committee on public health ;

Which motion did not prevail.

Mr. Bartholomew moved to amend the bill by inserting after the word "enact," in line 1, section 1, the following :

That section 1 of an act for the better regulation of the sale of poisons, chapter 250, section 7732 of the compiled laws of 1871, be amended so as to read as follows ;

Which was agreed to.

Mr. Bottomley moved to amend the bill by adding thereto the following :

Provided, That this act shall not take effect until six months after its passage ;

Which motion did not prevail.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Bartholomew,	Mr. Haire,
Briggs,	Haywood,
Buell,	Hertzler,
Burns,	Hoar,
Cady,	Hosner,
Carter,	Howard,
Chafey,	Kellogg,
Olimie,	Lewis,
Cook,	Lockwood,
Curtis,	E. R. Miller,

Mr. Sanderson,
Shaw,
Simpson,
Striker,
Thomas,
Thompson,
A. Walker,
J. Walker,
L. Walker,
Warren,

Mr. Dinturff,
Fancher,
Ferguson,
Garvelink,
Goodrich,
Gordon,
Green,

Mr. O'Dell,
Perry,
Pierce,
Rich,
Robinson,
Robertson,

Mr. Welker,
West,
Withington,
Wixson,
Zimmerman,
Speaker,

49

NAYS.

Mr. Ackley,
Bailey,
Bottomley,
Brunson,
Drake,
Edwards,
Fey,

Mr. Greusel,
Harris,
Hewitt,
Hoyt,
Luce,
Markey,

Mr. Mitchell,
Priest,
Ripley,
Smith,
Van Aken,
Walton,

19

Mr. Bottomley moved to reconsider the vote by which the House refused to pass the bill;

Mr. Bottomley moved to lay the motion to reconsider on the table;

Which motion did not prevail.

On motion of Mr. Green,

The bill was laid on the table.

On motion of Mr. Howard,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the order of

THIRD READING OF BILLS.

Senate bill No. 102, entitled

A bill making appropriations for the maintenance of patients at the Michigan Asylum for the Insane, for certain additions and renewals, and for the completion and furnishing of the extension of the asylum,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows.

YEAS.

Mr. Ackley,	Mr. Gordon,	Mr. Priest,	
Bailey,	Green,	Rich,	
Bartholomew,	Greusel,	Ripley,	
Bonine,	Haire,	Robinson,	
Bottomley,	Harris,	Robertson,	
Briggs,	Haywood,	Sanderson,	
Brunson,	Hertzler,	Shaw,	
Buell,	Hewitt,	Smith,	
Burns,	Hoar,	Striker,	
Cady,	Hosner,	Thomas,	
Carter,	Howard,	Thompson,	
Chafey,	Hoyt,	A. Walker,	
Climie,	Kellogg,	J. Walker,	
Cook,	Lewis,	L. Walker,	
Curtis,	Lockwood,	Walton,	
Drake,	Luce,	Warren,	
Edwards,	Markey,	Welker,	
Fancher,	E. R. Miller,	West,	
Ferguson,	Mitchell,	Withington,	
Fey,	O'Dell,	Wixson,	
Garvelink,	Perry,	Zimmerman,	
Goodrich,	Pierce,	Speaker,	66
	NAYS.		0

Title agreed to.

On motion of Mr. Bonine,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

House bill No. 245, entitled

A bill to amend sections 10 and 12 of an act to establish a House of Correction for juvenile offenders, approved February 10th, 1855, as amended by act 130 of the laws of 1867, being sections 8135 and 8137 of the compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Gordon,	Mr. Priest,
Bailey,	Green,	Rich,
Bartholomew,	Greusel,	Robinson,

Mr. Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Carter,
Chafey,
Climie,
Cook,
Curtis,
Drake,
Fancher,
Ferguson,
Garvelink,
Goodrich,

Mr. Haire,
Harris,
Haywood,
Hertzler,
Hewitt,
Hoar,
Hosner,
Howard,
Kellogg,
Lewis,
Lockwood,
Luce,
E. R. Miller,
Mitchell,
O'Dell,
Pierce,

Mr. Robertson,
Sanderson,
Shaw,
Smith,
Thompson,
A. Walker,
J. Walker,
L. Walker,
Walton,
Warren,
Welker,
West,
Withington,
Wixson,
Zimmerman,
Speaker,

58

NAYS.

Mr. Fey,
Hoyt,

Mr. Markey,
Ripley,

Mr. Striker,
Van Aken,

6

Title agreed to.

House bill No. 341, entitled

A bill to provide for the taxation of copper for township purposes,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Cady,
Carter,
Chafey,
Climie,
Cook,
Curtis,
Drake,

Mr. Goodrich,
Gordon,
Green,
Greusel,
Haire,
Harris,
Haywood,
Hertzler,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Lewis,
Lockwood,

Mr. Priest,
Rich,
Ripley,
Robinson,
Robertson,
Sanderson,
Shaw,
Smith,
Striker,
Thompson,
Van Aken,
A. Walker,
J. Walker,
Walton,
Warren,
Welker,

Mr. Edwards, Fancher, Ferguson, Fey, Garvelink,	Mr. Luce, Markey, Mitchell, O'Dell, Pierce, NAYS.	Mr. West, Withington, Wixson, Zimmerman, Speaker,	63 0
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The question being on agreeing to the title,

Mr. Hoar moved to amend the title by inserting before the word "township" the words "county and ;"

Which motion prevailed.

The title, as amended, was then agreed to.

On motion of Mr. Hoar,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House manuscript bill, entitled

A bill to detach certain territory from the township of Portsmouth and attach the same to the township of Merritt, in Bay county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley, Bailey, Bartholomew, Bonine, Bottomley, Brunson, Buell, Burns, Cady, Carter, Chafey, Climie, Cook, Curtis, Drake, Edwards, Fancher, Fey, Garvelink,	Mr. Green, Greusel, Harris, Haywood, Hertzler, Hewitt, Hoar, Hosner, Howard, Hoyt, Kellogg, Lewis, Lockwood, Luce, Markey, E. R. Miller, Mitchell, O'Dell, Pierce,	Ripley, Robinson, Robertson, Sanderson, Shaw, Smith, Striker, Thomas, Thompson, Van Aken, A. Walker, J. Walker, Walton, Warren, Welker, West, Withington, Wixson, Zimmerman,
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Mr. Goodrich,
Gordon,

Mr. Priest,
Rich,

Mr. Speaker,

62

NAYS.

0

The question being on agreeing to the title,

Mr. Lewis moved to amend the bill by striking out the word "Portsmouth" and inserting the word "Merritt," and by striking out the word "Merritt," and inserting the word "Portsmouth;"

Which motion prevailed.

The title, as amended, was then agreed to.

On motion of Mr. Lewis,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 246, entitled

A bill to compel railroad companies to construct suitable highway and street crossings,

Was read a third time, and, pending the taking of the vote on the passage thereof,

On motion of Mr. Shaw,

The bill was laid on the table.

Senate manuscript bill, entitled

A bill to incorporate the city of Negaunee, in the county of Marquette,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Carter,
Chafey,
Climie,
Cook,

Mr. Gordon,
Green,
Harris,
Haywood,
Hertzler,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Lewis,
Lockwood,

Mr. Ripley,
Robinson,
Robertson,
Sanderson,
Shaw,
Simpson,
Striker,
Thompson,
Van Aken,
A. Walker,
J. Walker,
L. Walker,
Walton,

Mr. Curtis, Drake, Edwards, Fancher, Fey, Garvelink, Goodrich,	Mr. Luce, Markey, E. R. Miller, Mitchell, O'Dell, Priest, Rich,	Mr. Warren, Welker, West, Withington, Wixson, Zimmerman, Speaker,	60
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NAYS.

Mr. Greusel,	Mr. Pierce,	2
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Title agreed to.

On motion of Mr. Hoar,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House manuscript bill, entitled

A bill to amend an act entitled "An act to incorporate the village of Laingsburg, Shiawassee county," approved April 8th, 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley, Bailey, Bartholomew, Bonine, Bottomley, Briggs, Brunson, Burns, Cady, Carter, Climie, Cook, Curtis, Drake, Edwards, Fancher, Fey, Garvelink, Goodrich, Gordon, Green,	Mr. Greusel, Harris, Haywood, Hertzler, Hewitt, Hoar, Hosner, Howard, Hoyt, Kellogg, Lewis, Lockwood, Luce, Markey, Mitchell, O'Dell, Pieroe, Priest, Ripley, Robinson,	Mr. Robertson, Sanderson, Shaw, Simpson, Smith, Striker, Thomas, Thompson, Van Aken, A. Walker, J. Walker, L. Walker, Walton, Warren, Welker, West, Withington, Wixson, Zimmerman, Speaker,	61
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NAYS.

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The question being on agreeing to the title,

Mr. Bailey moved to amend the title so that it should read as follows :

A bill to repeal act No. 261 of the session laws of 1871, the same being an act entitled "An act to incorporate the village of Laingsburg," approved April 8, 1871 ;

Which motion prevailed.

The title, as amended, was then agreed to.

On motion of Mr. Bailey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

MOTIONS AND RESOLUTIONS.

Mr. Welker moved that Senate bill No. 94, entitled

A bill to protect members of religious societies in the enjoyment of their civil rights,

Be made the special order for Thursday evening, April 10, at 7½ o'clock.

Mr. Bottomley moved to amend the motion by making the time next Wednesday evening ;

Which motion did not prevail.

Mr. J. Walker moved to lay the motion to make the bill the special order on the table ;

Which motion did not prevail.

Mr. Bottomley moved to make the time for the special order Monday evening next ;

Which motion did not prevail.

The original motion then prevailed.

On motion of Mr. Briggs,

House joint resolution No. 3, entitled

Joint resolution for the relief of St. Clair county, and to authorize the Board of State Auditors to settle with the bail of Henry Johr, late treasurer of St. Clair county,

Was ordered reprinted, as amended, the same being and remaining on the general order.

Mr. Shaw offered the following :

Resolved, That the use of this hall be given to Mrs. Williams for a lecture upon "Early Education and Woman's Influence," Saturday evening of next week ;

Which was adopted.

Mr. Lockwood offered the following :

Resolved (the Senate concurring), That when the two Houses adjourn on Friday, the 4th day of April next, it be until Wednesday, at 2 o'clock P. M., on the 9th of April.

On motion of Mr. Lockwood,

The rules were suspended and the resolution was put on its immediate passage.

Mr. Brunson moved to amend the resolution by making the time Tuesday, the 8th day of April, at 2 P. M.

Mr. Rich moved to amend the amendment by making the time 7½ o'clock P. M., of Tuesday ;

Which was accepted.

The motion to amend then prevailed.

The resolution, as amended, was then adopted.

Mr. E. R. Miller offered the following :

Resolved, That no member shall be allowed more than five minutes for debate, either upon third reading or in committee of the whole, except the chairman of the committee reporting the bill, or the introducer of the same, who may speak ten minutes each ;

Which was adopted.

Mr. Hoyt moved that House bill, No. 124, entitled

A bill for the incorporation of villages,

Be made the special order for Tuesday next ;

Which motion prevailed.

The speaker announced the appointment of Messrs. Hosner and Perry to fill the vacancies on the committee on engrossment and enrollment, caused by the continued sickness of Messrs. Blackman and Collins.

On motion of Mr. Buell,

The House took up the order of

REPORTS OF STANDING COMMITTEES.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred Senate bill No. 163, entitled

A bill to incorporate the village of Holly,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Buell,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred Senate manuscript bill, entitled

A bill to amend sections 2, 3, 6, 7, 20, 22, 23, and 27 of an act entitled "An act to incorporate the village of Homer,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JNO. L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Buell,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on municipal corporations :

The committee on municipal corporations, to whom was referred Senate bill No. 234, entitled

A bill to incorporate the village of Clio,

Respectfully report that they have had the same under con-

sideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Buell,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred House bill No. 316, entitled

A bill to amend "An act to incorporate the city of East Saginaw," approved February 15th, 1859, as amended by act number seventy-nine of the session laws of 1861, and act No. 79 of the session laws of 1865, approved March 1, 1865, and act No. 391 of the session laws of 1867, approved March 27, 1867, and act No. 284 of the session laws of 1869, approved March 16, 1869, and act No. 262 of the session laws of 1871, approved April 12, 1871, and act No. 38 of the session laws of 1872, approved March 29, 1872,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fey,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Buell,

The rules were suspended, and the bill was placed on the order of third reading.

The select committee on the examination of bills on the

general order, relative to their being placed on the order of third reading, reported as follows:

The select committee appointed to examine bills on the general order and report such as may be placed on the order of third reading, recommend that the committee of the whole be discharged from the further consideration of the following entitled bill:

House bill No. 194, entitled

A bill to enable the Thunder Bay River Boom Company to acquire title to lands and river frontage on the Thunder Bay river for the use of said company.

J. K. LOCKWOOD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Lewis,

The bill was placed on the order of third reading.

The House resumed the order of

MOTIONS AND RESOLUTIONS.

Mr. Bartholomew moved to take from the table House bill No. 241, entitled

A bill to amend section 1 of an act to prevent the adulteration of coal oil, being section 7731, chapter 250 of the compiled laws of 1871 ;

Which motion prevailed.

On motion of Mr. Bartholomew,

The bill was recommitted to the committee on public health.

Mr. Shaw moved to take from the table House bill No. 218, entitled

A bill to amend section 11 of chapter 150 of the revised statutes of 1846, as amended by act 134 of the session laws of 1867, entitled "An act to amend sections 11 and 13 of chapter 150 of the revised statutes of A. D. 1846, the same being sections 5647 and 5649 of the compiled laws," approved March 27, 1867, said section being section 7443 of the compiled laws of 1871, relative to the fees of sheriffs;

Which motion prevailed.

On motion of Mr. Shaw,

The bill was recommitted to the committee on judiciary,

On motion of Mr. Lewis,

The House took up the order of

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }
Lansing, March 29, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to request the House to return to the Senate House bill No. 251, entitled

A bill to amend an act entitled “ An act to revise and amend an act entitled ‘ An act to revise and amend an act entitled an act to incorporate the city of Bay City,’ approved March 21, 1865, being act No. 348 of the session laws of this State for the year 1867,” as amended by the act amendatory thereof, and to add several new sections thereto.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

On motion of Mr. Lewis,

The bill was taken from the table and the clerk was directed to transmit the bill to the Senate.

GENERAL ORDER.

On motion of Mr. Brunson,

The House went into committee of the whole on the general order,

Mr. Haire in the chair.

After some time spent therein, the committee rose, and through the chairman made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 240, entitled

A bill to amend act 55 of the session laws of the extra session of 1872, being an act to amend section 29 of an act enti-

tled "An act to amend sections 10 and 12 of an act entitled 'An act in relation to life insurance companies transacting business within this State,' approved March 30, 1869, and to add three new sections thereto, to stand as sections 27, 28, and 29," approved April 5, 1871, being section 2964, chapter 98 of the compiled laws of 1871;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

The committee of the whole have also had under consideration the following entitled bill:

2. House bill No. 249, entitled

A bill to amend sections 70, 78, 91, and 93, of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being sections 1036, 1044, 1057, and 1059 of the compiled laws of 1871;

But not having gone through therewith, have directed their chairman to report that fact to the House, and ask leave to sit again.

R. A. HAIRE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Van Aken,

The House concurred in the action of the committee relative to the first named bill, and the title was laid on the table.

On motion of Mr. Welker,

The House concurred in the request of the committee relative to the last mentioned bill, and leave was granted them to sit again.

On motion of Mr. Lewis,

The House took up the order of

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, March 29, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed to re-return to the House the following bill:

House bill No. 251, entitled

A bill to amend an act entitled “An act to revise and amend an act entitled “An act to revise and amend an act entitled an act to incorporate the city of Bay City,” approved March 21st, 1865, being act No. 348 of the session laws of this State for the year 1867,” as amended by the act amendatory thereof, and to add several new sections thereto,

And to inform the House that the Senate has amended the same as follows:

1st. By inserting after the figures “1867,” in line 5 of section 1, the words “as amended by acts amendatory thereof, approved March 20th, 1869, and April 17th, 1871;”

2d. By inserting in section 4, after the word “peace,” in line 3, the words “one of said justices shall hold his office for three years, and one for four years;”

3d. By striking out in line 5 of section 3 the words “four justices,” and inserting in lieu thereof the words “one justice;”

Also,

To inform the House that the Senate has amended the title of the said bill so as to read as follows:

A bill to amend an act entitled “An act to revise and amend an act entitled ‘An act to revise and amend an act entitled an act to incorporate the city of Bay City,’ approved March 21st, 1865, being act number three hundred and forty-eight of the session laws of this State for the year 1867,” as amended by acts amendatory thereof, approved March 20, 1869, and April 17, 1871, and to add twenty-two new sections thereto;

In the passage of which the Senate has concurred by a

majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Lewis moved that the House concur in the amendments made to the bill by the Senate ;

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Goodrich,	Mr. Priest,	
Bailey,	Gordon,	Rich,	
Bartholomew,	Greusel,	Robinson,	
Bonine,	Haire,	Robertson,	
Bottomley,	Harris,	Sanderson,	
Brunson,	Haywood,	Simpson,	
Buell,	Hewitt,	Smith,	
Burns,	Hoar,	Striker,	
Chafey,	Hosner,	Thompson,	
Climie,	Howard,	A. Walker,	
Cook,	Kellogg,	J. Walker,	
Curtis,	Lewis,	L. Walker,	
Dinturff,	Lockwood,	Walton,	
Drake,	Luce,	Welker,	
Edwards,	Markey,	West,	
Fancher,	E. R. Miller,	Withington,	
Ferguson,	O'Dell,	Wixson,	
Fey,	Perry,	Speaker,	
Garvelink,	Pierce,		56

NAYS. 0

The question being on agreeing to the amendment to the title, the same was agreed to.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

Mr. Gady asked and obtained leave of absence until Wednesday next,

On motion of Mr. Buell,

The House adjourned.

Lansing, Monday, March 31, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Bryant.

Roll called: not a quorum present.

Mr. Buell moved that there be a call of the House;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members reported absent without leave: Messrs. Ackley, Briggs, Brunson, Burns, Dinturff, Eggleston, Fey, Gilmore, Harris, Hoar, Knapp, Lewis, Lockwood, Markey, Mitchell, Noyes, Pierce, Remer, Robertson, Shaw, Van Aken, Van Scoy, Warren, E. C. Watkins, Welker, Withington, and Zimmermann.

On motion of Mr. Bottomley,

The Sergeant-at-Arms was depatched after the absentees.

The Sergeant-at-Arms announced Mr. Van Aken at the bar of the House.

On motion of Mr. Perry,

Mr. Van Aken was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Mitchell at the bar of the House.

On motion of Mr. Greusel,

Mr. Mitchell was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Briggs at the bar of the House.

On motion of Mr. Howard,

Mr. Briggs was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Shaw at the bar of the House.

On motion of Mr. West,

Mr. Shaw was admitted within the bar, rendered an excuse, and took his seat.

On motion of Mr. Ferguson,

All further proceedings under the call were dispensed with. Mr. Perry moved that the House take a recess until 2 o'clock this afternoon ;

Which motion did not prevail.

PRESENTATION OF PETITIONS.

By Mr. Hewitt: Remonstrance of A. A. Boyter and 13 others, of Hillsdale county, against the repeal of the law creating the office of county superintendent of schools ;

Referred to the committee on education.

By Mr. Chafey: Remonstrance of A. Magnan and 71 others of Manistee county, against the passage of Senate bill No. 94.

Referred to the committee on religious and benevolent societies.

The following is the remonstrance :

To the Honorable Legislative body now in session at Lansing, in the State of Michigan :

We, the undersigned citizens of the county of Manistee, and State of Michigan, would respectfully petition your honorable body that *no bill* be passed regulating any religious societies.

Our principal reasons for protesting against the passage of the Senate bill No. 94, under the title of "A bill to protect the civil rights of members of religious societies," are :

First. That said bill tends to destroy the very foundation of all religious liberty, and freedom of conscience.

Second. That all religious societies ought to be at liberty to make their own conscientious rules and regulations.

Third. That every religious society has, undoubtedly for itself, the right to be the sole judge on any subject of membership, and privileges.

Fourth. That religious societies and freedom of conscience are inviolable rights not to be robbed by any legislative power.

And your petitioners will ever pray.

By Mr. Striker: Petition of H. Coleman, J. K. Monroe, and 96 others of the township of Johnstown, asking the passage of Senate manuscript bill for the relief of Henry Bera;

Referred to the committee on local taxation.

The following is the petition:

To the Legislature of the State of Michigan:

We, the undersigned tax-payers of the township of Johnstown, in the county of Barry, and State of Michigan, would petition your honorable body as follows:

WHEREAS, Mr. Henry Bera, of the township of Johnstown, in the county of Barry, State of Michigan, was the township treasurer of said township of Johnstown for the year 1871 and up to and until the first of April, 1872, and whereas, the said Henry Bera did collect the taxes of said township for said year, that being the duties of said office, and while he had in his office, to-wit, his dwelling house, a quantity of money, it belonging to said township as said taxes, the said house was entered by thieves on the night of the 23d of January, 1872, and six hundred dollars stolen therefrom of the town's money.

We therefore petition your honorable body to grant the right to levy and assess that amount upon the taxable property of the said township, and that you authorize the township board of said township to direct the supervisor of said township to levy said amount on the taxable property of said township, and to put said amount, six hundred dollars, in the tax roll for the year 1873.

REPORTS OF STANDING COMMITTEES.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

A bill to incorporate the city of Kalamazoo, Michigan,

Respectfully report that they have had the same under con-

sideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Priest,

The bill was laid on the table.

By the committee on municipal corporations:

The committee on municipal corporations to whom was referred

A bill to amend section 1 of an act entitled an act to incorporate the village of Paw Paw, approved March 18, 1867, by adding new territory to said village,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Buell,

The bill was laid on the table.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills, and concurrent resolution:

1. House bill No. 166, entitled

A bill to amend act number 152 of the session laws of 1869, entitled "An act to authorize the incorporation of building and savings associations, under the provisions of chapter 56 of the compiled laws and the acts amendatory thereof," approved April 5, 1869, being chapter 93 of the compiled laws of 1871, by adding one new section thereto, to stand as section 8;

2. House bill No. 206, being

A bill to amend sections 13 and 16 of an act entitled "An

act to provide for the uniform inspection of lumber," approved March 25, 1871, being sections 1521 and 1524 of the compiled laws of 1871 ;

3. House bill No. 205, entitled

A bill to amend section 1 of act No. 274 of the session laws of 1871, entitled "An act to incorporate the village of Rockford," approved April 15, 1871 ;

4. House bill No. 243, entitled

A bill to authorize a board of public works in and for the city of Port Huron ;

5. House bill No. 290, entitled

A bill to amend certain sections of an act entitled "An act to organize union school district of Bay City," approved March 20, 1867 ;

6. Also the following concurrent resolution :

Resolved (the Senate concurring), That the resident clergymen of the city of Lansing, officiating in the Legislature, be furnished with a copy of the manual of 1871, and also of 1873 when published ;

C. D. LUCE, *Acting Chairman.*

Report accepted.

MESSAGES FROM THE GOVERNOR.

The Speaker announced the following :

EXECUTIVE OFFICE, }
Lansing, March 28, 1873. }

To the House of Representatives :

I have this day signed, approved, and deposited with the Secretary of State the following :

1. An act to re-incorporate the village of St. Louis ;

2. An act to organize the township of South Manitou, in the county of Manitou ;

3. An act supplementary to an act entitled "An act to revise the charter of the city of Detroit, approved February 5, 1857, and to abolish citizens' meetings in said city, and to create a board of estimates for said city ;

4. An act to provide for a municipal court in the city of Detroit, to be called the Superior Court of Detroit ;

5. Joint resolution asking Congress for an appropriation for the survey of the Michigan Ship Canal.

JOHN J. BAGLEY.

The message was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER,
Lansing, March 31, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 350, entitled

A bill to detach townships 27 north, of ranges 7 and 8 east, from the township of Harrisville, and attach the same to the township of Alcona, in the county of Alcona ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAS. H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

On motion of Mr. Greusel,

The House took up the order of

MOTIONS AND RESOLUTIONS.

Mr. Perry moved to take from the table House bill No. 326, entitled

A bill to provide for the proper labeling of matches ;

Which motion prevailed.

On motion of Mr. Perry,

The bill was placed on the order of third reading.

Mr. Bartholomew moved to take from the table House bill No. 239, entitled

A bill to amend section one of an act for the better regulation of the sale of poisons, chapter 250, section 7732 of the compiled laws of 1871 ;

Which motion prevailed.

On motion of Mr. Bartholomew,

The bill was placed on the order of third reading.

GENERAL ORDER.

On motion of Mr. Thomas,

The House went into committee of the whole on the general order,

Mr. Haire in the chair.

After some time spent therein, the committee rose, and through the chairman made the following report:

The committee of the whole have had under consideration the following entitled bill:

House bill No. 249, entitled

A bill to amend sections 70, 78, 91, and 93, of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being sections 1036, 1044, 1057, and 1059, of the compiled laws of 1871 ;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill:

House bill No. 250, entitled

A bill to provide for the deposit and safe keeping of the public moneys belonging to the several counties of the State, and prescribe the duties of the treasurers and boards of supervisors and auditors in relation thereto ;

And have directed their chairman to report the same back

to the House with the recommendation that it be referred to the committees on judiciary and ways and means jointly.

R. A. HAIRE, *Chairman*.

Report accepted and committee discharged.

The first named bill was placed on the order of third reading.

On motion of Mr. Van Aken,

The House concurred in the recommendation of the committee relative to the last named bill, and it was referred to the committees on judiciary and ways and means jointly.

On motion of Mr. Thomas,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the order of

PRESENTATION OF PETITIONS.

By Mr. B. Walker: Petition of Z. P. Thompson, Mr. O. J. Root, and 24 others, in favor of female suffrage;

Referred to the committee on State affairs.

By Mr. Brunson: Petition of R. B. Emmons and 13 others of St. Johns, in favor of female suffrage;

Referred to the committee on State affairs.

By Mr. Bartholomew: Petition of John Robson and 10 others, in favor of female suffrage;

Referred to the committee on State affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on public health:

The committee on public health, to whom was recommitted House bill No. 241, entitled

A bill to amend section 1 of "An act to prevent the adulteration of coal oil," being section 7731, chapter 250 of the compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

I. H. BARTHOLOMEW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brunson,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Bartholomew,

The bill was placed on the order of third reading.

THIRD READING OF BILLS.

Senate manuscript bill, entitled

A bill to amend sections 2, 3, 6, 7, 20, 22, 23, and 27 of an act entitled "An act to incorporate the village of Homer,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Briggs,
Brunson,
Buell,
Burns,
Carter,
Chafey,
Climie,
Drake,
Edwards
Fancher,
Ferguson,
Fey,
Garvelink,
Goodrich,

Mr. Gordon,
Green,
Greusel,
Haire,
Haywood,
Hewitt,
Howard,
Hoyt,
Kellogg,
Markey,
Mitchell,
O'Dell,
Perry,
Priest,
Rich,
Ripley,
Robinson,

Mr. Robertson,
Sanderson,
Shaw,
Simpson,
Smith,
Striker,
Thomas,
Thompson,
A. Walker,
B. Walker,
L. Walker,
Walton,
C. W. Watkins,
Welker,
West,
Wixson,
Speaker,

NAYS.

Mr. Hosner,

1

Title agreed to.

Senate bill No. 234, entitled

A bill to incorporate the village of Clio,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,

Mr. Gordon,

Mr. Priest,

Bailey,

Green,

Robinson,

Bartholomew,

Greusel,

Sanderson,

Bonine,

Haire,

Shaw,

Briggs,

Haywood,

Smith,

Buell,

Hewitt,

Striker,

Burns,

Hosner,

Thomas,

Carter,

Howard,

Thompson,

Chafey,

Hoyt,

A. Walker,

Climie,

Kellogg,

B. Walker

Drake,

Markey,

L. Walker,

Edwards,

E. R. Miller,

Walton,

Fancher,

R. C. Miller,

C. W. Watkins,

Ferguson,

Mitchell,

Welker,

Fey,

O'Dell,

West,

Garvelink,

Perry,

Wixson,

Goodrich,

Pierce,

Speaker,

51

NAYS.

0

Title agreed to.

Senate bill No. 163, entitled

A bill to incorporate the village of Holly,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,

Mr. Green,

Mr. Robinson,

Bailey,

Greusel,

Robertson,

Bartholomew,

Haire,

Sanderson,

Bonine,

Haywood,

Shaw,

Bottomley,

Hewitt,

Simpson,

Briggs,

Hosner,

Smith,

Brunson,

Howard,

Striker,

Buell,

Hoyt,

Thompson,

Carter,

Kellogg,

Van Aken,

Chafey,

Markey,

A. Walker,

Mr. Climie, Curtis, Edwards, Fancher, Ferguson, Fey, Garvelink, Goodrich, Gordon,	Mr. E. R. Miller, R. C. Miller, Mitchell, O'Dell, Perry, Pierce, Priest, Rich, Ripley, NAYS.	Mr. B. Walker, L. Walker, Walton, C. W. Watkins, Welker, West, Wixson, Speaker,	56 0
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Title agreed to.

House bill No. 316, entitled

A bill to amend “An act to incorporate the city of East Saginaw,” approved February 15, 1859, as amended by act No. 79 of the session laws of 1861 and act No. 79 of the session laws of 1865, approved March 1, 1865, and act No. 391 of the session laws of 1867, approved March 27, 1867, and act No. 284 of the session laws of 1869, approved March 16, 1869, and act No. 262 of the session laws of 1871, approved April 12, 1871, and act No. 38 of the session laws of 1872, approved March 29, 1872,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley, Bailey, Bartholomew, Bonine, Bottomley, Briggs, Brunson, Buell, Burns, Carter, Chafey, Climie, Curtis, Drake, Edwards, Fancher,	Mr. Goodrich, Gordon, Green, Greusel, Haire, Haywood, Hewitt, Hosner, Hoyt, Kellogg, Markey, R. C. Miller, Mitchell, O'Dell, Perry, Pierce,	Mr. Robertson, Sanderson, Shaw, Simpson, Smith, Striker, Thomas, Thompson, Van Aken, A. Walker, B. Walker, L. Walker, Walton, C. W. Watkins, Welker, West,
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Mr. Ferguson,
Fey,
Garvelink,

Mr. Priest,
Rich,
Robinson,

Mr. Wixson,
Speaker,

56

NAYS.

0

Title agreed to.

House bill No. 194, entitled

A bill to enable the Thunder Bay River Boom Company to acquire title to lands and river frontage on the Thunder Bay river, for the use of said company,

Was read a third time, and, pending the taking of the vote on the passage thereof,

On motion of Mr. Gordon,

The bill was laid on the table.

House bill No. 249, entitled

A bill to amend sections 70, 78, 91, and 93, of an act entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," approved April 6, 1869, being sections 1036, 1044, 1057, and 1059 of the compiled laws of 1871,

Was read a third time, and, pending the taking of the vote on the passage thereof,

On motion of Mr. L. Walker,

The bill was laid on the table.

House bill No. 326, entitled

A bill to provide for the proper labeling of matches,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Shaw moved to recommit the bill to the committee on public health, with instructions to amend the bill by providing that the name of some antidote for the poison in the matches be given on the label;

Which motion did not prevail.

Mr. Howard moved to amend the bill by adding thereto the following:

“ Provided, That this act shall not apply to matches now on hand in this State ;

Which was agreed to.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Bailey,
Bartholomew,
Bonine,
Briggs,
Buell,
Carter,
Chafey,
Climie,
Drake,
Edwards,
Fancher,
Ferguson,
Fey,
Garvelink,
Goodrich,
Green,

Mr. Greusel,
Haire,
Haywood,
Hewitt,
Hosner,
Luce,
R. C. Miller,
Mitchell,
O'Dell,
Perry,
Pierce,
Priest,
Rich,
Robinson,
Robertson,

Mr. Sanderson,
Sessions,
Shaw,
Simpson,
Smith,
Thomas,
Thompson,
Van Aken,
A. Walker,
B. Walker,
Walton,
Welker,
West,
Wixson,
Speaker,

46

NAYS.

Mr. Ackley,
Bottomley,
Brunson,
Burns,
Curtis,

Mr. Gordon,
Howard,
Hoyt,
Kellogg,
Markey,

Mr. E. R. Miller,
Ripley,
Striker,
L. Walker,
C. W. Watkins,

15

Mr. L. Walker moved to reconsider the vote by which the House refused to pass the bill ;

Which motion prevailed.

On motion of Mr. Perry,

The bill was laid on the table.

House bill No. 241, entitled

A bill to amend section one of an act to prevent the adulteration of coal oil, being section 7731, chapter 250 of the compiled laws of 1871 ;

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Bailey,
 Bartholomew,
 Bonine,
 Briggs,
 Brunson,
 Burns,
 Carter,
 Chafey,
 Climie,
 Curtis,
 Drake,
 Edwards,
 Fancher,
 Ferguson,
 Fey,

Mr. Garvelink,
 Goodrich,
 Gordon,
 Green,
 Haire,
 Haywood,
 Hewitt,
 Hoyt,
 Kellogg,
 E. R. Miller,
 R. C. Miller,
 O'Dell,
 Perry,
 Pierce,
 Priest,

Mr. Rich,
 Robinson,
 Robertson,
 Sanderson,
 Shaw,
 Simpson,
 Striker,
 Thompson,
 B. Walker,
 L. Walker,
 C. W. Watkins,
 Welker,
 West,
 Speaker,

44

NAYS.

Mr. Ackley,
 Bottomley,
 Buell,
 Greusel,
 Howard,

Mr. Markey,
 Mitchell,
 Ripley,
 Smith,

Mr. Van Aken,
 A. Walker,
 Walton,
 Wixson,

13

Mr. A. Walker moved to reconsider the vote by which the House refused to pass the bill ;

Which motion prevailed.

On motion of Mr. Buell,

The bill was recommitted to the committee on public health with instructions to so amend the bill as to embody the provisions of the present sections which this bill seeks to repeal.

GENERAL ORDER.

On motion of Mr. Van Aken,

The House went into committee of the whole, on the general order,

Mr. Curtis in the chair.

After some time spent therein, the committee rose, and through the chairman made the following report :

The committee of the whole have had under consideration the following entitled bills :

1. House bill, No. 254, entitled

A bill to amend section 55, being section 8100, chapter 267 of the compiled laws of 1871, relative to the State Prison and the government and discipline thereof;

2. House bill No. 256, entitled

A bill to provide for the deposit and disposition of the shares of absent heirs on the final settlement of the estate of deceased persons;

3. House bill No. 238, entitled

A bill to compel manufacturing establishments to allow their employes one hour for dinner,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills:

4. House bill No. 255, entitled

A bill relative to convicts in the State Prison;

5. House bill No. 258, entitled

A bill to provide for the perpetuation of evidence of maps or plats of towns, cities, villages, etc.;

Have made an amendment thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

W. H. CURTIS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Bottomley,

The House concurred in the amendments made to the first three named bills by the committee, and they were placed on the order of third reading.

The last two named bills were placed on the order of third reading.

Mr. Fey asked and obtained leave of absence for Mr. Cook indefinitely on account of sickness.

Mr. E. R. Miller asked and obtained leave of absence for Mr. J. Walker until Wednesday.

On motion of Mr. Bonine,

The House took a recess until 7½ o'clock this evening.

EVENING SESSION.

7½ o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

The hour having arrived for the

SPECIAL ORDER.

Mr. West moved that the special order be postponed until 10 o'clock to-morrow morning;

Which motion did not prevail.

SPECIAL ORDER.

On motion of Mr. Van Aken,

The House went into committee of the whole on the special order,

Mr. Fey in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

House bill No. 314, entitled

A bill to establish a uniformity of text books in the public schools;

And have directed their chairman to report the same back to the House with the recommendation that it be recommitted to the committee on education.

CONRAD FEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Perry,

The House concurred in the recommendation of the committee, and the bill was recommitted to the committee on education.

GENERAL ORDER.

On motion of Mr. Lockwood,

The House went into committee of the whole on the general order,

Mr. Parsons in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills :

1. House bill No. 259, entitled

A bill to amend section 23 of chapter 120, being section 3396 of the compiled laws of 1871 ;

2. House bill No. 260, entitled

A bill to amend section 23 of chapter 163 of the revised statutes of 1846, being section 2865, in chapter 259 of the compiled laws, entitled "The arrest and examination of offenders, commitment for trial, and taking bail ;"

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill :

3. House bill No. 264, entitled

A bill to prevent hunting for game with fire-arms, dogs, or otherwise, on any enclosed lands or premises in this State, without the consent of the owner of such land or premises ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bills :

4. House bill No. 262, entitled

A bill to provide for the formation of medical societies, and define their powers ;

5. House bill No. 265, entitled

A bill fixing the price of gas made by gas-light companies, and determine the quality thereof ;

6. House bill No. 267, entitled

A bill to authorize attorneys and counselors at law of this State to administer oaths and take acknowledgments of deeds ;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

The committee of the whole have also had under consideration the following entitled bill :

7. House bill No. 191, entitled

A bill to provide for the protection and propagation of the more valuable kinds of fish in Brace Lake, Calhoun county, Michigan ;

And have directed their chairman to report the same back to the House, with the recommendation that it be recommitted to the committee on fisheries.

F. PARSONS, *Chairman.*

Report accepted and committee discharged.

The first two named bills were placed on the order of third reading.

On motion of Mr. Perry,

The House concurred in the amendments made by the committee to the third named bill, and it was placed on the order of third reading.

On motion of Mr. Bonine,

The House concurred in the action of the committee relative to the fourth, fifth, and sixth named bills, and their titles were laid on the table.

On motion of Mr. Priest,

The House concurred in the recommendation of the committee relative to the last named bill, and it was recommitted to the committee on fisheries.

Mr. Haire moved to reconsider the vote by which the House refused to pass Senate bill No. 79, entitled

A bill making an appropriation of non-resident highway taxes for the Clio and Chesaning State Road, to aid in the completion of the same, and to repeal act number 399 of the session laws of 1867, approved March 22, 1867, being an act to provide for the laying out and establishing of a State road from Clio, in Genesee county, to Chesaning, in Saginaw county, and to appropriate certain non-resident highway taxes to aid in the construction of the same; also to repeal act number 304 of the session laws of 1871, approved February 14, 1871, being an act to amend section 2 of act number 399 of the session laws of 1867, approved March 22, 1867, entitled, "An act to provide for laying out and establishing a State Road from Ohio in Genesee county, to Chesaning in Saginaw county, and to appropriate certain non-resident highway taxes to aid in the construction of the same ;"

Which motion prevailed.

On motion of Mr. Ackley,

The bill was laid on the table.

Mr. Rich moved that there be a call of the House ;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members reported absent without leave: Messrs. Bartholomew, Bottomley, Brunson, Edwards, Eggleston, Fancher, Gilmore, Gordon, Haywood, Hosner, Knapp, Noyes, Pierce, Remer, Speed, Thomas, Thompson, B. Walker, E. O. Watkins, Welch, and Withington.

Mr. Ripley moved that all further proceedings under the call be dispensed with.

Mr. Hoyt demanded the yeas and nays.

The demand was seconded, and the motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Fey,
Garvelink,
Greusel,

Mr. Priest,
Ripley,
Sanderson,

Mr. A. Walker,
L. Walker,
C. W. Watkins,

Mr. Hewitt,
Hoyt,
Lockwood,
O'Dell,

Mr. Sessions,
Simpson,
Striker,
Van Scoy,

Mr. Welker,
West,
Wixson,
Speaker,

21

NAYS.

Mr. Ackley,
Bailey,
Bonine,
Briggs,
Buell,
Burns,
Carter,
Chafey,
Climie,
Curtis,
Drake,

Mr. Ferguson,
Goodrich,
Green,
Haire,
Howard,
Kellogg,
Luce,
Markey,
R. C. Miller,
Mitchell,

Mr. Perry,
Rich,
Robinson,
Robertson,
Shaw,
Smith,
Van Aken,
Walton,
Warren,
Zimmerman,

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On motion of Mr. Ferguson,

The Sergeant-at-Arms was despatched after the absentees.

On motion of Mr. Striker.

The House adjourned.

Lansing, Tuesday, April 1, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Crosby.

Roll called : quorum present.

Absent without leave : Messrs Eggleston, Gilmore, Harris, Hoar, Knapp, Thomas, E. C. Watkins, B. Walker, and Withington.

Mr. Remer asked and obtained leave of absence for Mr. B. Walker for the day.

Mr. E. R. Miller asked and obtained leave of absence indefinitely.

Mr. Zimmerman asked and obtained leave of absence for Mr. Knapp indefinitely on account of sickness.

Mr. Walton asked and obtained leave of absence for Mr. Gilmore for the day.

Mr. Bottomley asked and obtained leave of absence for Mr. Harris for the day.

Mr. Bottomley asked and obtained leave of absence for Mr. Hoar for the day.

Mr. Garvelink asked leave of absence for Mr. Thomas indefinitely ;

Which was not granted.

PRESENTATION OF PETITIONS.

By Mr. Robinson: Remonstrance of Joseph Shipp, Henry Howe, and 73 other citizens of Eckford and Fredonia, Calhoun county, Michigan, against the passage of House bill No. 191, "To protect and propagate fish in Brace Lake, Calhoun county, Michigan."

Referred to the committee on fisheries.

The following is the remonstrance :

To the Honorable the Legislature of the State of Michigan :

We, the undersigned, citizens of the townships of Eckford and Fredonia, Calhoun county, State of Michigan, would respectfully represent that a petition has been presented to your honorable body, praying for the passage of House bill No. 191, "To provide for the protection and propagation of more valuable kinds of fish in Brace Lake, Calhoun county, Michigan," and that said bill provides for the incorporation of a "Joint Stock Fishing Association," giving to said association the entire control of the waters of said lake.

And your petitioners would further represent that said lake is situated in said townships of Eckford and Fredonia ; and, believing that the interest of all citizens in said townships will be best subserved by leaving the waters of said lake unobstructed and free to all, would most respectfully, but earnestly remonstrate and protest against the passage by your honorable body of the "act" prayed for in said petition.

ECKFORD, March, 1873.

By Mr. Mitchell: Petition of J. A. Miner and 90 others of Eckford, Fredonia, and Marshall, asking a favorable consideration of House bill No. 191 and its proposed amendments;
Referred to the committee on fisheries.

The following is the petition:

To the House of Representatives of the State of Michigan:

We, the undersigned, residents of the townships of Eckfork, Fredonia, and Marshall, in the county of Calhoun, would respectfully represent to your honorable body that we have examined "House bill No. 191," introduced by W. Mitchell, and that we believe that the public desire is that some provision should be made for propagation and protection of the more valuable kinds of fish in Brace Lake in this county; and as no appropriation is asked we would respectfully request that said bill may be amended pursuant to the annexed manuscript and passed by your honorable body, as so amended, and we believe that the same will be wholly satisfactory to the public.

By Mr. Fancher: Remonstrance of A. F. Sweem and 43 others, of Isabella county, against the repeal of the prohibitory liquor law, etc.;

Referred to committee on judiciary.

Mr. C. W. Watkins moved to reconsider the vote by which the House refused to grant leave of absence to Mr. Thomas;
Which motion prevailed.

The leave of absence was then granted.

By Mr. A. Walker: Memorial of tax-paying citizens of the city of Lansing, asking for the amendment of House bill No. 343;

Referred to the committee on municipal corporations.

The following is the memorial:

To the Legislature of the State of Michigan:

The undersigned, citizens and tax-payers of the city of Lansing, would respectfully petition your honorable body in adopting amendments to the charter of said city, to amend House bill No. 343 in such manner that gas-light for the pub-

lic thoroughfares shall be paid for from the general fund and not by the owners of lots adjacent to such light; also, that the power of the common council and electors of said city to incur debt for bridges in any one year, shall be limited to an amount not exceeding fifteen thousand dollars. Said House bill No. 343 being imperfect in the above particulars, the undersigned respectfully ask that it may be so amended as to guard the rights of parties who are deeply affected by unequal taxation or burdensome debt.

REPORTS OF STANDING COMMITTEES.

By the committee on education :

The committee on education, to whom was referred

A bill to organize union school district No. 2, of the township of Rogers, in the county of Presque Isle,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

The organization of the district sought for would divide a school district which has several school-houses in process of erection, and whose bonds are issued and sold to a considerable amount, without providing for assuming any part of the debt. A majority of the tax-payers residing in the township do not seem to desire the change.

A. K. WARREN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Brunson,

The bill was laid on the table.

By the committee on education :

The committee on education, to whom was referred Senate bill No. 100, entitled

A bill to prescribe the courses of study in public schools,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to

the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

A. K. WARREN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. A. Walker,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was re-referred House bill No. 218, entitled

A bill to amend section 11, of chapter 150 of the revised statutes of 1846, as amended by act 134 of the session laws of 1867, entitled "An act to amend sections 11 and 13 of chapter 150 of the revised statutes of A. D. 1846, the same being sections 5647 and 5649 of the compiled laws," approved March 27th, 1867, being section 7443 of the compiled laws of 1871, relative to the fees of sheriffs,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute, do pass, and ask to be discharged from the further consideration of the subject.

All the changes made in the law are that it increases the salary of sheriff in Wayne county one dollar for attendance both upon the supreme and circuit court, when such attendance is made by order of the court.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. A. Walker,

The House concurred in the adoption of the substitute reported by the committee.

On motion of Shaw,

The bill was placed on the order of third reading.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

A bill to establish a board of public works in and for the city of Detroit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JNO. L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred Senate bill No. 17, entitled

A bill to amend sections 3381 and 3382 of the compiled laws of 1871, relative to burying-grounds and rural cemeteries ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

The bill changes slightly the mode of electing and appointing the officers of cemetery associations. The amendments proposed by the committee slightly alter those changes, so as to give the association more discretion in the matter of electing and appointing its officers.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. A. Walker,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on education:

The committee on education, to whom was referred Senate bill No. 166, entitled

A bill to incorporate the board of education of the city of Hastings,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. K. WARREN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Warren,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred Senate bill No. 202, entitled

A bill to amend section 22 of an act entitled "An act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local, administrative, and legislative powers," approved April 8, 1851, being section 488 of compiled laws of 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ANDREW CLIMIE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on education :

The committee on education to whom was referred Senate bill No. 109, entitled

A bill to legalize the action of the joint board of school inspectors in the formation of school district No. one Bloomingdale and Columbia, in the county of Van Buren,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

The illegality of the action of the school inspectors was not known until after a tax had been levied and collected. Subsequent action on their part would not render the tax legal. There seems to be no opposition to the change, and hence the recommendation of the committee.

A. K. WARREN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Warren,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on education :

The committee on education to whom was referred Senate bill No. 218, entitled

A bill to amend an act entitled " An act to compel children to attend school," by adding three new sections thereto ;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

The bill provides for the appointment of truant officers in school districts and defines their duties.

A. K. WARREN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ripley,

The bill was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER,
Lansing, March 29, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 141, entitled

A bill to amend section 31 of chapter 136, being section 3611 of the compiled laws of 1871, relating to primary schools,

And to inform the House that the Senate has amended the same by striking out in line 6 of recited section 31 the words "the Mayor ;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Brunson moved that the House concur in the amendments made to the bill by the Senate ;

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Carter,
Chafey,
Olimie,
Cobb,
Curtis,
Dinturff,
Drake,

Mr. Greusel,
Haire,
Haywood,
Hewitt,
Hosner,
Howard,
Hoyt,
Kellogg,
Luce,
Markey,
R. C. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,

Mr. Robinson,
Robertson,
Sanderson,
Sessions,
Shaw,
Simpson,
Smith,
Speed,
Striker,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
L. Walker,
Walton,

Mr. Edwards, Fancher, Ferguson, Fey, Garfield, Garvelink, Goodrich, Green,	Mr. Parsons, Perry, Pierce, Priest, Remer, Rich, Ripley,	Mr. Warren, C. W. Watkins, Welker, West, Wixson, Zimmerman, Speaker,	67
NAYS.			0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, March 29, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 122, entitled

A bill to incorporate the village of Reading in Hillsdale county,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,
JAMES H. STONE,
Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, March 29, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to transmit the following bills :

1. Senate bill No. 222, entitled

A bill to amend sections No. 2, 4, 8, 9, 14, 26, 27, 36, 38, 39, 40, 43, 44, 45, 56, and 59 of an act entitled “ An act to incor-

porate the village of Middleville, in the county of Barry," approved March 27, 1867;

2. Senate bill No. 223, entitled

A bill to amend sections 12 and 13 of an act, entitled "An act to incorporate the city of Battle Creek," approved February 3d, 1859,

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The two named bills were read a first and second time by their titles, and referred to the committee on municipal corporations.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 29, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 231, entitled

A bill to authorize the common council of the city of Hastings, to assess, levy, and collect a special tax to pay existing indebtedness;

2. Senate bill No. 214, entitled

A bill to amend section 4407 of the compiled laws of 1871, relative to the inventory and collection of the effects of deceased persons;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on municipal corporations.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 29, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 224, entitled

A bill to amend section 114 of an act entitled “An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon,” approved April 6, 1869, being section 1080 of the compiled laws of 1871;

2. Senate bill No. 162, entitled

A bill to amend section 50 of chapter 267, entitled “The State Prison, and the government and discipline thereof,” being section 8095 of the compiled laws of 1871;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on ways and means.

The second named bill was read a first and second time by its title, and referred to the committee on State Prison.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 31, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to re-transmit the following bill:

3. Senate manuscript bill, entitled

A bill to amend sections 4, 14, 36, 45, 46, 47, 48, 50, 52 and

53 of act number 352 of the session laws of 1867, being an act entitled "An act to set off and incorporate a portion of the townships of Grand Haven and Spring Lake, in the county of Ottawa, into a city by the name of the city of Grand Haven," approved March 16, 1867, and to add four new sections thereto, to stand as sections 91, 92, 93, and 94,

Which the House has amended as follows:

1. By striking out of line 8, in recited section 4, the word "each," where it occurred after the word supervisor ;

2. By striking out all of section 4 after the word "qualified," in line 33, and insert in lieu thereof the following: "There shall also be elected at each annual election one supervisor for the first and second wards, and one supervisor for the third and fourth wards, and one constable in and for each of said wards, which supervisors and constables shall hold their office for the term of one year, and until their successors shall be elected and qualified ;"

3. By striking out all of section No. 95 ;

And the title of which the House has amended as follows:

By striking out the word "and" and figures "95" where they occur at the end of the title, and inserting the word "and" before the figures "94 ;"

And to inform the House that the Senate has non-concurred in the first and second named amendments made to the bill by the House.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Shaw moved that the House recede from the first two amendments which the House had made to the bill ;

Which motion did not prevail, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bonine,
Cobb,
Edwards,
Ferguson,

Mr. Haire,
Howard,
Lockwood,
Perry,
Remer,

Mr. Speed,
A. Walker,
L. Walker,
Warren,
C. W. Watkins,

Mr. Goodrich, Green,	Mr. Robertson, Shaw,	Mr. West, Zimmerman, 21
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NAYS

Mr. Bailey, Bottomley, Briggs, Brunson, Burns. Carter, Chafey, Climie, Curtis, Dinturff, Drake, Fancher, Fey, Garfield, Garvelink,	Mr. Gordon, Greusel, Haywood, Hewitt, Hoyt, Kellogg, Luce, Markey, R. C. Miller, Mitchell, Morse, Noyes, O'Dell, Parsons, Pierce,	Mr. Priest, Rich, Ripley, Robinson, Sanderson, Sessions, Simpson, Smith, Striker, Van Aken, Van Scoy, Walton, Welker, Wixson,
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44

Mr. Curtis moved that the House insist on the first two amendments made by the House to the bill ;

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Bailey, Bonine, Bottomley, Briggs, Brunson, Burns, Carter, Chafey, Climie, Curtis, Dinturff, Drake, Fancher, Fey, Garfield, Garvelink,	Mr. Gordon, Greusel, Haywood, Hewitt, Hoyt, Kellogg. Luce, Markey, R. C. Miller, Mitchell, Morse, Noyes, O'Dell, Parsons, Pierce, Priest,	Mr. Rich, Ripley, Robinson, Sanderson, Sessions, Simpson, Smith, Speed, Striker, Van Aken, Van Scoy, Walton, Welker, Wixson, Zimmerman, Speaker, 48
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NAYS.

Mr. Ackley, Cobb, Edwards, Goodrich,	Mr. Hosner, Howard, Lockwood, Perry,	Mr. Shaw, A. Walker, Warren, C. W. Watkins,
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Mr. Green,
Haire,

Mr. Remer,
Robertson,

Mr. West,

17

Mr. Curtis moved that a committee of three be appointed on the part of the House, to act with a like committee on the part of the Senate, as a committee of conference on the difference existing between the two Houses in regard to the bill;

Which motion prevailed.

The Speaker announced as such committee Messrs. Curtis, Fancher, and Haire.

Mr. Shaw moved that there be a call of the House;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members were reported absent without leave: Messrs. Bartholomew, Buell, Eggleston, and Lewis.

On motion of Mr. Bottomley,

The Sergeant-at-Arms was dispatched after the absentees.

Mr. Warren moved that all further proceedings under the call be dispensed with ;

Which motion did not prevail.

The Sergeant-at-Arms announced Mr. Lewis at the bar of the House.

On motion of Mr. Hoyt,

Mr. Lewis was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Buell at the bar of the House.

On motion of Mr. Brunson,

Mr. Buell was admitted within the bar, rendered an excuse, and took his seat.

Mr. Van Scoy moved that all further proceedings under the call be dispensed with ;

Which motion did not prevail.

Mr. Remer moved that all further proceedings under the call be dispensed with in the case of Mr. Bartholomew ;

Which motion did not prevail.

Mr. Warren moved to reconsider the vote by which the House refused to dispense with all further proceedings under the call, in the case of the absence of Mr. Bartholomew ;

Which motion prevailed.

The motion to dispense with all further proceedings under the call then prevailed.

The select committee on the examination of bills on the general order, relative to their being placed on the order of third reading, reported as follows :

The select committee appointed to examine bills on the general order and report such as may be placed on the order of third reading, recommend that the committee of the whole be discharged from the further consideration of the following entitled bill :

Senate bill No. 187, entitled

A bill to re-incorporate the village of Alma ;

And recommend that it be placed on the order of third reading.

J. K. LOCKWOOD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Haywood,

The bill was placed on the order of third reading.

On motion of Mr. Fey,

The House took up the order of

MOTIONS AND RESOLUTIONS.

On motion of Mr. Remer,

Senate bill No. 163, entitled

A bill to incorporate the village of Holly,

By a vote of two-thirds of all the members elect, the joint resolution was ordered to take immediate effect.

On motion of Mr. Ackley,

Senate bill No. 134, entitled

A bill to incorporate the village of Olio,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. E. C. Watkins,
Senate manuscript bill, entitled

A bill to amend sections 2, 3, 6, 7, 20, 22, 23, and 27 of an act entitled "An act to incorporate the village of Homer,"

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

On motion of Mr. Fey,
House bill No. 316, entitled,

A bill to amend "An act to incorporate the city of East Saginaw," approved February 15th, 1859, as amended by act number seventy-nine of the session laws of 1861, and act No. 79 of the session laws of 1865, approved March 1, 1865, and act No. 391 of the session laws of 1867, approved March 27, 1867, and act No. 284 of the session laws of 1869, approved March 16, 1869, and act No. 262 of the session laws of 1871, approved April 12, 1871, and act No. 38 of the session laws of 1872, approved March 29, 1872,

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

THIRD READING OF BILLS.

House bill No. 238, entitled

A bill to compel manufacturing establishments to allow their employes one hour for dinner,

Was read a third time, and, pending the taking of the vote on the passage thereof,

On motion of Mr. Hoyt,
The bill was laid on the table.

House bill No. 254, entitled

A bill to amend section 55, being section 8100, chapter 267 of the compiled laws of 1871, relative to the State Prison and the government and discipline thereof,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Bottomley,
Briggs,
Brunson,
Burns,
Caplis,
Carter,
Chafey,
Climie,
Cobb,
Curtis,
Dinturff,
Drake,
Edwards,
Fancher,
Ferguson,
Fey,
Garfield,
Garvelink,
Goodrich,
Gordon,

Mr. Green,
Greusel,
Haywood,
Hewitt,
Hosner,
Howard,
Hoyt,
Kellogg,
Lewis,
Lockwood,
Luce,
Markey,
R. C. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,
Priest,
Remer,
Rich,

Mr. Ripley,
Robinson,
Robertson,
Sanderson,
Sessions,
Shaw,
Simpson,
Smith,
Speed,
Striker,
Van Aken,
Van Scoy,
A. Walker,
L. Walker,
Walton,
Warren,
C. W. Watkins,
Welker,
West,
Wixson,
Zimmerman,
Speaker,

67

NAYS.

0

Title agreed to.

On motion of Mr. Walton.

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 258, entitled

A bill to provide for the perpetuation of evidence of maps or plats of towns, cities, villages, etc.,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Speed,

The bill was recommitted to the committee on State affairs.

House bill No. 255, entitled

A bill relative to convicts in State Prison,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Bottomley,
Briggs,
Brunson,
Burns,
Carter,
Chafey,
Climie,
Cobb,
Dinturff,
Drake,
Edwards,
Fancher,
Ferguson,
Fey,
Garfield,
Garvelink,
Goodrich,
Gordon,

Mr. Green,
Greusel,
Haire,
Haywood,
Hewitt,
Hosner,
Howard,
Hoyt,
Lewis,
Luce,
Markey,
R. C. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,
Priest,
Remer,

Mr. Rich,
Robinson,
Robertson,
Sanderson,
Sessions,
Shaw,
Simpson,
Smith,
Speed,
Thompson,
Van Scoy,
A. Walker,
L. Walker,
Walton,
Warren,
Welker,
West,
Wixson,
Zimmerman,
Speaker,

61

NAYS.

Mr. Kellogg,
Ripley,

Mr. Striker,
Van Aken,

Mr. C. W. Watkins,
5

Title agreed to.

On motion of Mr. Parsons,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 256, entitled

A bill to provide for the deposit and disposition of the shares of absent heirs on the final settlement of the estate of deceased persons ;

Was read a third time, and, pending the taking of the vote on the passage thereof,

On motion of Mr. L. Walker,

The bill was recommitted to the committee on judiciary.

On motion of Mr. Fey,

The House resumed the order of

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER,
Lansing, March 31, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House manuscript bill, entitled

A bill to detach certain territory from the township of Merritt, and attach the same to the township of Portsmouth in Bay county,

And to inform the House that the Senate has amended the same by striking out in section 1 all after the word “enact” in line 2, and inserting in lieu thereof the following: “That all that portion of the township of Merritt in the county of Bay, which lies in township 13 north of range 5 east, and sections 4, 5, 6, and 7 in township 12 north, of range 6 east, and sections 31, 32, and 33 in township 14 north, of range 6 east in the township of Hampton; and also sections 35, and 36, in township 14 north, of range 5 east, in the township of Hampton be detached from the said townships, and attached to the township of Portsmouth;”

And has also amended the title of the same by inserting before the word “attach” the words “Hampton and;”

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Fey moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bonine,

Mr. Greusel,
Haire,
Haywood,

Mr. Ripley,
Robinson,
Robertson,

Mr. Bottomley,	Mr. Hewitt,	Mr. Sanderson,
Briggs,	Hosner,	Sessions,
Brunson,	Howard,	Shaw,
Burns,	Hoyt,	Simpson,
Carter,	Kellogg,	Smith,
Chafey,	Lockwood,	Speed,
Climie,	Luce,	Striker,
Cobb,	Markey,	Thompson,
Dinturff,	Mitchell,	Van Aken,
Drake,	Morse,	Van Scoy,
Edwards,	Noyes,	A. Walker,
Fancher,	O'Dell,	L. Walker,
Ferguson,	Parsons,	Walton,
Fey,	Perry,	Warren,
Garvelink,	Pierce,	Welker,
Goodrich,	Priest,	West,
Gordon,	Remer,	Zimmerman,
Green,	Rich,	Speaker,

63

NAYS.

Mr. Wixson,

1

Pending the announcement of the vote,

Mr. L. Walker moved that Mr. Lewis be excused from voting ;

Which motion prevailed.

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 29, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

Senate bill No. 38, entitled

A bill to amend section numbered 13, of chapter 249, of the compiled laws of 1871, relative to offenses against chastity, morality, and decency, being section 7702,

And to inform the House that the Senate has amended the same by striking out the word “thirteen,” in line 1 of section 1, and insert in lieu thereof the word “twelve;”

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Shaw moved that the House concur in the amendments made to the bill by the Senate ;

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Greusel,	Mr. Robinson,
Bailey,	Haire,	Robertson,
Bonine,	Haywood,	Sanderson,
Bottomley,	Hewitt,	Sessions,
Briggs,	Hosner,	Shaw,
Brunson,	Howard,	Simpson,
Burns,	Hoyt,	Smith,
Carter,	Kellogg,	Speed,
Chafey,	Lewis,	Striker,
Climie,	Lockwood,	Thompson,
Cobb,	Markey,	Van Aken,
Dinturff,	R. C. Miller,	Van Scoy,
Drake,	Mitchell,	A. Walker,
Edwards,	Morse,	L. Walker,
Fancher,	Noyes,	Walton,
Ferguson,	O'Dell,	Warren,
Fey,	Parsons,	O. W. Watkins,
Garfield,	Perry,	Welker,
Garvelink,	Priest,	West,
Goodrich,	Remer,	Wixson,
Gordon,	Rich,	Zimmerman,
Green,	Ripley,	Speaker, 66
	NAYS.	0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, {
Lansing, March 29, 1878. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bills :

1. House bill No. 94, entitled

A bill to amend sections 77 and 91 of the primary school law, being sections 3646 and 3654 of the compiled laws of 1871 ;

2. House bill No. 96, entitled

A bill to amend section 9 of an act prescribing the duties of the Superintendent of Public Instruction, being section 3476 of the compiled laws of 1871 ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The two bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, March 29, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 87, entitled

A bill relative to the issuing of executions on judgments obtained upon writs of attachments when not personally served ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, March 29, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following joint resolution :

House joint resolution No. 5, entitled

Joint resolution authorizing the issue of a patent to Parson King, upon school-land certificate numbered 1883 ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

The House resumed the order of

THIRD READING OF BILLS.

House bill No. 260, entitled

A bill to amend section 23 of chapter 163 of the revised statutes of 1846 being section 2865 in chapter 259 of the compiled laws, entitled "The arrest and examination of offenders, commitment for trial, and taking bail,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
 Bailey,
 Bonine,
 Bottomley,
 Briggs,
 Brunson,
 Burns,
 Caplis,
 Carter,
 Chafey,
 Cobb,
 Dinturff,

Mr. Goodrich,
 Green,
 Haire,
 Hewitt,
 Hosner,
 Howard,
 Hoyt,
 Lewis,
 Luce,
 Markey,
 R. O. Miller,
 Morse,

Mr. Robinson,
 Robertson,
 Sanderson,
 Sessions,
 Shaw,
 Simpson,
 Smith,
 Speed,
 Striker,
 Van Scoy,
 A. Walker,
 L. Walker,

Mr. Drake,
Edwards,
Fancher,
Ferguson,
Fey,
Garvelink,
Garfield,

Mr. O'Dell,
Parsons,
Perry,
Priest,
Remer.
Rich,
Ripley,

Mr. Walton,
Warren,
C. W. Watkins,
Welker,
West,
Wixson,
Zimmerman, 57

NAYS.

Mr. Climie,
Gordon,
Greusel,

Mr. Haywood,
Lockwood,
Mitchell,

Mr. Noyes,
Thompson,
Van Aken, 9

Title agreed to.

House bill No. 259, entitled

A bill to amend section 23 of chapter 120, being section 3396 of the compiled laws of 1871,

Was read a third time, and, pending the taking of the vote on the passage thereof,

On motion of Mr. Hoyt,

The bill was laid on the table.

Mr. Curtis asked to be excused from service on the committee of conference of the two Houses relative to Senate manuscript bill, entitled

A bill to amend sections 4, 14, 36, 45, 46, 47, 48, 50, 52, and 53 of act No. 352 of the session laws of 1867, being an act entitled "An act to set off and incorporate a portion of the townships of Grand Haven and Spring Lake, in the county of Ottawa, into a city by the name of the city of Grand Haven," approved March 16, 1867, and to add four new sections thereto, to stand as sections 91, 92, 93, and 94.

The excuse was granted.

Mr. Haire asked to be excused from service on the same committee.

The excuse was granted.

On motion of Mr. Greusel,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The Speaker announced the appointment of Messrs. A. Walker and Briggs to fill the vacancy on the joint committee of the two Houses relative to their disagreement on Senate manuscript bill entitled

A bill to amend sections 4, 14, 36, 45, 46, 47, 48, 50, 52, and 53 of act No. 352 of the session laws of 1867, being an act entitled "An act to set off and incorporate a portion of the townships of Grand Haven and Spring Lake, in the county of Ottawa, into a city by the name of the city of Grand Haven," approved March 16, 1867, and to add four new sections thereto, to stand as sections 91, 92, 93, and 94,

Caused by the excuse from that duty of Messrs. Curtis and Haire.

The House resumed the order of

THIRD READING OF BILLS.

House bill No. 264, entitled

A bill to prevent hunting for game with fire-arms, dogs, or otherwise, on any inclosed lands or premises in this State, without the consent of the owner of such land or premises ;

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bailey,
Bonine,
Briggs,
Brunson,
Burns,
Caplis,
Carter,
Chafey,
Fancher,

Mr. Hoyt,
Kellogg,
Lewis,
Markey,
R. C. Miller,
O'Dell,
Priest,
Rich,
Ripley,

Mr. Smith,
Speed,
Striker,
Thompson,
Van Aken,
L. Walker,
Walton,
Warren,
Welker,

Mr. Ferguson,
Garvelink,
Greusel,

Mr. Robinson,
Sessions,
Simpson,
NAYS.

Mr. Wixson,
Speaker,

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Mr. Ackley,
Bartholomew,
Bottomley,
Buell,
Cobb,
Dinturff,
Edwards,
Fey,
Garfield,
Goodrich,
Gordon,

Mr. Green,
Haire,
Haywood,
Hewitt,
Hosner,
Howard,
Lockwood,
Luce,
Mitchell,
Morse,

Mr. Noyes,
Parsons,
Perry,
Remer,
Sanderson,
Shaw,
Van Scoy,
A. Walker,
C. W. Watkins,
Zimmerman,

Senate bill No. 166, entitled

A bill to incorporate the board of education of the city of Hastings,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Caplis,
Carter,
Cobb,
Drake,
Edwards,
Fancher,
Fey,
Garfield,
Garvelink,
Goodrich,
Gordon,
Green,

Mr. Greusel,
Haire,
Haywood,
Hewitt,
Hosner,
Howard,
Hoyt,
Kellogg,
Lewis,
Lockwood,
Luce,
Markey,
R. O. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,
Priest,
Remer,

Mr. Ripley,
Robinson,
Sanderson,
Sessions,
Shaw,
Simpson,
Smith,
Speed,
Striker,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
L. Walker,
Walton,
Warren,
Welker,
West,
Wixson,
Zimmerman,
Speaker,

63

NAYS.

Mr. Chafey, Mr. Dinturff, Mr. Ferguson, 3

Title agreed to.

On motion of Mr. Noyes,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 218, entitled

A bill to amend section 11 of chapter 150 of the revised statutes of 1846, as amended by act 134 of the session laws of 1867, entitled "An act to amend sections 11 and 13 of chapter 150 of the revised statutes of A. D. 1846, the same being sections 5647 and 5649 of the compiled laws," approved March 27, 1867, said section being section 7443 of the compiled laws of 1871, relative to the fees of sheriffs;

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bailey,	Mr. Goodrich,	Parsons,
Bartholomew,	Gordon,	Remer,
Bonine,	Green,	Shaw,
Brunson,	Greusel,	Striker,
Burns,	Haire,	Thompson,
Caplis,	Haywood,	A. Walker,
Cobb,	Hosner,	Warren,
Edwards,	Howard,	O. W. Watkins,
Fancher,	Lockwood,	Zimmerman,
Ferguson,	Markey,	29

NAYS.

Mr. Ackley,	Mr. Hoyt,	Mr. Robertson,
Bottomley,	Kellogg,	Sanderson,
Briggs,	Luce,	Sessions,
Buell,	R. C. Miller,	Simpson,
Carter,	Mitchell,	Smith,
Chafey,	Morse,	Speed,
Clinie,	Noyes,	Van Aken,
Dinturff,	O'Dell,	Van Scoy,
Drake,	Perry,	L. Walker,
Fey,	Priest,	Walton,
Garfield,	Rich,	Welker,

Mr. Garvelink,
Hewitt,

Mr. Ripley,
Robinson,

Mr. Wixson,

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Mr. Speed moved to reconsider the vote by which the House refused to pass the bill ;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Speed,

The bill was referred to a special committee of five, with instructions to so amend the bill that it shall amend the present law only in the item of the *per diem* of the sheriff of Wayne county.

The Speaker announced as such committee Messrs. Speed, Hoyt, Brunson, Buell, and Cobb.

Senate bill No. 109, entitled

A bill to legalize the action of the joint board of school inspectors in the formation of school district No. 1, Bloomington and Columbia, in the county of Van Buren ;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Burns,
Caplis,
Carter,
Chafey
Olimie,
Cobb,
Dinturff,
Drake,
Edwards,
Fancher,
Ferguson,
Garfield,
Goodrich,
Gordon,
Green,

Mr. Greusel,
Haire,
Haywood,
Hewitt,
Kellogg,
Lewis,
Luce,
Markey,
R. C. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,
Priest,
Remer,
Rich,
Robinson,

Mr. Robertson,
Sanderson,
Sessions,
Shaw,
Simpson,
Speed,
Striker,
Thompson,
Van Aken,
Van Sooy,
A. Walker,
L. Walker,
Walton,
Warren,
Welker,
West,
Wixson,
Zimmerman,
Speaker,

NAYS.

Mr. Ackley,
Bailey,

Mr. Fey,
Garvelink,

Mr. Hoyt,
C. W. Watkins, 6

Title agreed to.

On motion of Mr. Simpson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Buell, leave being granted, offered the following:

Resolved, That House bill No. 124, entitled

A bill for the incorporation of villages,

Be taken from the special order and referred to a special committee of three, to make the necessary amendments, and report the same to the House, April 10;

Which was adopted.

The Speaker announced as the special committee under the resolution, Messrs. Buell, L. Walker, and Olimie.

Senate bill No. 187, entitled

A bill to re-incorporate the village of Alma,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Carter,
Chafey,
Climie,
Cobb,
Dinturff,
Drake,
Edwards,
Fancher,
Ferguson,
Fey,

Mr. Goodrich,
Gordon,
Green,
Greusel,
Haire,
Haywood,
Hewitt,
Hoyt,
Kellogg,
Lewis,
Luce,
Markey,
R. O. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,

Mr. Ripley,
Robinson,
Robertson,
Sanderson,
Sessions,
Shaw,
Simpson,
Speed,
Striker,
Thompson,
Van Scoy,
A. Walker,
L. Walker,
Walton,
Warren,
C. W. Watkins,
Welker,
West,
Wixson,

Mr. Garfield,
Garvelink,

Mr. Priest,
Rich,

Mr. Zimmerman,
Speaker, 63

NAYS.

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Title agreed to.

On motion of Mr. Morse,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

MOTIONS AND RESOLUTIONS.

Mr. Robertson moved to suspend the rule limiting the time in which the motion for a reconsideration may be made ;

Which motion prevailed.

Mr. Hoyt moved to reconsider the vote by which the House refused to pass House joint resolution No. 17, entitled

Joint resolution relative to the appointment of an agent for the collection of the amount due from the United States to the State of Michigan, on account of lands in this State disposed of by Indian reservation, military warrants, and land scrip, issued for military services in the wars of the United States ;

Which motion prevailed.

The question being on the passage of the joint resolution,

On motion of Mr. Robertson,

The joint resolution was laid on the table.

Mr. Striker moved to discharge the committee on State affairs from the further consideration of Senate manuscript bill, entitled

A bill for the relief of Henry Bera, late treasurer of the township of Johnstown, in the county of Barry ;

Which motion prevailed.

The committee on State affairs reported as follows :

The committee on State affairs, to whom was referred Senate manuscript bill, entitled

A bill for the relief of Henry Bera, late treasurer of the township of Johnstown, in the county of Barry,

Respectfully report the same back to the House in accordance with their order.

L. WALKER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Striker,

The bill was referred to the committee on judiciary.

Mr. Speed offered the following:

WHEREAS, The House having learned with sorrow of the death of the wife of Hon. Mr. Scott, Representative from the fourth district of Wayne county,

Be it resolved. That the Speaker of the House be requested to forward a letter of condolence to Mr. Scott, assuring him of our sympathy in this his great bereavement.

The resolution was unanimously adopted, all the members standing.

Mr. Briggs moved to take from the table Senate bill No. 36, entitled

A bill to amend section 5 of chapter 250, entitled "Offenses against the public health," being section 7730 of the compiled laws of 1871;

Which motion prevailed.

On motion of Mr. Briggs,

The bill was placed on the order of third reading.

The committee on engrossment and enrollment reported as follows:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills:

1. House bill No. 182, entitled

A bill to amend sections 1, 4, 5, and 7, of an act to provide for the appointment of a board of commissioners for the general supervision of charitable, penal, pauper, and reformatory institutions, and defining their duties and powers, approved April 17, 1871, being sections 8191, 8194, 8195, and 8197 of

the compiled laws of 1871, and to add two new sections thereto,

2. House bill No. 165, entitled

A bill to amend sections 2 and 7 of chapter 144, being sections 3818 and 3823 of the compiled laws of 1871, relative to the terms of payment of University and school lands ;

3. House bill No. 132, entitled

A bill to detach certain territory from the township of Berlin, and attach the same to the township of Easton, in the county of Ionia ;

4. House bill No. 337, entitled

A bill to organize union school district of the city of Alpena ;

5. House bill No. 279, entitled

A bill to incorporate the village of Byron ;

6. House bill No. 350, entitled

A bill to detach townships 27 north, of ranges 7 and 8 east, from the township of Harrisville, and attach the same to the township of Alcona, in the county of Alcona ;

7. House bill No. 131, entitled

A bill to detach certain territory from the city of Hillsdale, and to annex the same to the township of Hillsdale, in the county of Hillsdale ;

8. House bill No. 103, entitled

A bill to organize the township of Isle Royal in the county of Keweenaw ;

9. House bill No. 90, entitled

A bill to amend sections 79, 80, and 120 of an act entitled "An act to provide for a uniform assessment of property and for the collection and return of taxes thereon," approved April 6, 1869, being sections 1045, 1046, and 1086, chapter 21 of the compiled laws of 1871 ;

Also the following joint resolution :

House joint resolution No. 8, entitled

Joint resolution for the relief of the Central Methodist Episcopal Church of Lansing, Michigan.

C. D. LUCE, *Acting Chairman.*

Report accepted.

GENERAL ORDER.

On motion of Mr. Brunson,

The House went into committee of the whole on the general order,

Mr. Priest in the chair.

After some time spent therein, the committee rose, and through the chairman made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 257, entitled

A bill to amend section 4 of an act entitled "An act to confirm deeds and instruments intended for the conveyance of real estate in certain cases," being section 4253 in chapter 150 of the compiled laws of 1871;

2. House bill No. 266, entitled

A bill to amend sections 1 and 6 of an act entitled "An act to authorize the formation of gas-light companies," approved February 12, 1855, and to add a new section thereto, to stand as section No. 14;

3. House bill No. 268, entitled

A bill to provide upon the sale of lands, whether by levy, mortgage, judgment, or decree, for the discharge of the same from the records of the register of deeds;

4. House bill No. 269, entitled

A bill to amend chapter 67 of the revised statutes of 1846, being chapter 153 of the compiled laws of 1871, by adding a new section thereto, to stand as section 14;

5. House bill No. 270, entitled

A bill to amend an act entitled "An act to provide for fees of appraisers, commissioners, and others," the same being section 7449 of chapter 239 of the compiled laws of 1871;

6. Senate bill No. 129, entitled

A bill to amend section 599 of the compiled laws of 1871 relating to the quarterly return of qualified notaries public by county clerks,

7. House bill No. 283, entitled

A bill to amend section 65 of chapter 136, being section 3635 of the compiled laws of 1871, relative to the use of school-houses;

8. House bill 285, entitled

A bill to amend section 45 of chapter 46, being section 1736 of the compiled laws of 1871, relative to small-pox and other contagious diseases;

9. Senate bill 117, entitled

A bill to provide for the appointment of a stenographer for the recorder's court of the city of Detroit,

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills:

10. House bill No. 252, entitled

A bill to amend section 81, chapter 136, being section 3650 of the compiled laws of 1871, relating to primary schools;

11. House bill No. 271, entitled

A bill to detach surveyed townships number 19 and 20 north, of range 2 west, from the township of Gladwin, in the county of Gladwin, and attach the same to the township of Grout;

12. House bill No. 286, entitled

A bill to regulate the transportation of nitro-glycerine and other explosive substances,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill:

13. House bill No. 284, entitled

A bill to provide for the protection and preservation of fish in the lakes and streams of Branch county;

14. House bill No. 287, entitled

A bill to amend sections 810, 812, and 814 of the compiled laws of 1871, being sections 1, 3, and 5 of an act entitled "An act to provide for the registration of births, marriages, and deaths," approved March 27, 1867, as amended by act 125 of 1869, and to add a new section to said act to stand as section 12,

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

The committee of the whole have also had under consideration the following entitled joint resolution:

Senate joint resolution No. 3, entitled

Joint resolution authorizing the printing of extra copies of the Legislative Manual of 1873,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

D. S. PRIEST, *Chairman.*

Report accepted and committee discharged.

The first nine named bills were placed on the order of third reading.

On motion of Mr. Goodrich,

The House concurred in the amendments made to the tenth, eleventh, and twelfth named bills and the joint resolution, and they were placed on the order of third reading.

On motion of Mr. Brunson,

The House concurred in the action of the committee relative to the thirteenth and fourteenth named bills, and their titles were laid on the table.

Mr. Simpson, leave being granted, offered the following:

***Resolved*, That the Clerk of this House be and is hereby**

directed to transmit a respectful message to His Excellency, the Governor, requesting him to return to the House, House manuscript bill, entitled

A bill to revise the charter of the village of Decatur ;

Which was adopted.

On motion of Mr. Gordon,

The House adjourned.

Lansing, Wednesday, April 2, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Fairfield,

Roll called: quorum present.

Absent without leave: Messrs. Eggleston, Harris, and Pierce.

Mr. Hoar asked and obtained leave of absence for Mr. Harris indefinitely on account of sickness.

Mr. Greusel asked and obtained leave of absence for Mr. Pierce indefinitely on account of sickness.

PRESENTATION OF PETITIONS.

By Mr. L. Walker: Petition of A. N. Wood and 204 others, residents of the village of Fenton, Genesee county, that proceedings may be instituted to annul the charter of the Flint and Fentonville plank road company ;

Referred to the committee on State affairs.

REPORTS OF STANDING COMMITTEES.

By the committee on internal improvements:

The committee on internal improvements, to whom was referred House bill No. 148, entitled

A bill to provide for determining and regulating the tolls, and for the care, charge, and operating of Portage Lake and Lake Superior Ship Canal,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended, do pass, and ask to be discharged from the further consideration of the subject.

Your committee have amended the bill by striking out an amendment made by the committee of the whole previous to its recommittal to the committee. The committee have arrived at this conclusion after much deliberation upon the subject, and while the law creating the corporation known as the Portage Lake and Lake Superior Ship Canal Co., is of doubtful import, in some of its provisions, in conferring jurisdiction upon the company, yet after a careful review of all the facts connected with the case, your committee are of the opinion that the Legislature is bound by every consideration of good faith, as the legal custodians of the rights and interests of the State, to pass the bill as reported by your committee.

J. T. REMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wilson,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Remer,

The bill was placed on the order of third reading.

By the committee on judiciary :

The committee on judiciary, to whom was referred

Joint resolution instructing the Commissioner of the State Land Office to issue a certificate,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, recommending that the substitute be concurred in, and that the substitute, do pass, and ask to be discharged from the further consideration of the subject.

This joint resolution authorizes the Commissioner to subdivide the smallest legal subdivision of lands to accommodate one or two joint purchasers who now desire to pay up and take a patent.

HENRY A. SHAW, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wixson,

The House concurred in the adoption of the substitute reported by the committee.

The joint resolution was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education:

The committee on education, to whom was re-referred House bill No. 314, entitled

A bill to establish a uniformity of text books in public schools,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

A. K. WARREN, *Chairman.*

Report accepted and committee discharged. ●

On motion of Mr. B. Walker,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Warren,

The bill was placed on the order of third reading.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills:

1. House bill No. 83, entitled

A bill to amend an act entitled "An act to lay out and establish a State road in the counties of Midland and Saginaw,

and to appropriate certain non-resident highway taxes therefor," by adding a new section thereto;

2. House bill No. 137, entitled

A bill to amend sections 48, and 61, of act No. 459 of the laws of 1869, the same being an act to incorporate the city of Big Rapids, and section 32 of act No. 241 of the session laws of 1871, amendatory thereof;

3. House manuscript bill, entitled

A bill to detach certain territory from the townships of Merritt and Hampton, and attach the same to the township of Portsmouth, in Bay county;

4. House bill No. 162, entitled

A bill to amend section fourteen of act No. 259 of the session laws of 1871, being "An act to incorporate the village of Williamston," approved April 5, 1871.

C. D. LUCE, *Acting Chairman.*

Report accepted.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred Senate bill No. 231, entitled

A bill authorizing the common council of the city of Hastings, to assess, levy, and collect a special tax to pay existing indebtedness,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JNO. L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Buell,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred Senate bill No. 222, entitled

A bill to amend sections No. 8, 9, 14, 26, 27, 40, 43, 44, 45, 56, and 59 of an act entitled "An act to incorporate the village of Middleville, in the county of Barry," approved March 27, 1867,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Buell,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred Senate bill No. 223, entitled

A bill to amend sections 12 and 14 of an act, entitled "An act to incorporate the city of Battle Creek," approved February 3d, 1859,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to prevent injurious encroachments upon the waters of rivers and harbors in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, as directed by the House, to be referred to the com-

mittee on harbors, and ask to be discharged from the further consideration of the subject.

L. WALKER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Buell,

The bill was referred to the committee on harbors.

By the committee on public lands:

The committee on public lands, to whom was referred House manuscript joint resolution, entitled

Joint resolution concerning the State swamp lands in certain counties, as amended by the committee of the whole,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the joint resolution, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

WM. SESSIONS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Lockwood,

The House concurred in the amendments made to the joint resolution by the committee.

On motion of Mr. Lockwood,

The joint resolution was placed on the order of third reading.

MESSAGE FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,
Lansing, April 1, 1873. }

To the House of Representatives:

In compliance with the request of the House of Representatives, I herewith return House manuscript bill entitled

A bill to revise the charter of the village of Decatur.

JOHN J. BAGLEY.

On motion of Mr. Simpson,

The bill was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER,
Lansing, April 1, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed by the Senate to respectfully request the House to return to the Senate, House manuscript bill entitled

A bill to revise the charter of the village of Decatur, being an act entitled “An act to incorporate the village of Decatur,” approved March 16, 1861.

Very respectfully,

JAMES H. STONE,
Secretary of the Senate.

On motion of Mr. Greusel,

The bill was taken from the table, and the clerk was directed to transmit the same to the Senate.

The Speaker also announced the following :

SENATE CHAMBER,
Lansing, March 31, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following concurrent resolution :

Resolved, (the Senate concurring), That when the two Houses adjourn on Friday, the 4th day of April next, it be until Tuesday, April 8, at 7½ o'clock ;

And to inform the House that the Senate has amended the same by adding thereto the words “in the afternoon ;”

In the passage of which, as thus amended, the Senate has concurred.

Very respectfully,

JAMES H. STONE,
Secretary of the Senate.

On motion of Mr. Bottomley,

The House concurred in the amendment made to the resolution by the Senate.

The concurrent resolution was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, March 29, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House manuscript bill, entitled

A bill to incorporate the city of Ishpeming, in the county of Marquette;

And to inform the House that the Senate has amended the same, as follows:

1. By inserting after the word “treasurer,” in line 4 of section 5, chapter 2, the words “four justices of the peace;”

2. By inserting in line 7 of section 5, after the word “mayor,” the word “recorder;”

3. By striking out of line 9 of section 5, the words “the recorder shall hold;” also, all of lines 10 and 11 of same section;

4. By striking out of line 19 of section 5, the words “one justice of the peace;”

5. Striking out all of section 5, after the word “qualified,” in line 21;

6. By inserting after the word “mayor,” in line 5 of section 6, chapter 2, the words, “one recorder, one justice of the peace;” also, by striking out all of line 6, and the words, “election one recorder,” in line 7 of same section;

7. By inserting in line 7 aforesaid, after the word “mayor,” the word “recorder;”

8. By striking out in line 11 of same section, all after the word “qualified;” also, all of lines 12, 13, 14, and the words “successor is elected and qualified,” in line 15 of said section, and by inserting in lieu thereof, after the word “qualified,” in said line 11, the following: “There shall also be elected at each annual election to be held in said city, after the first

annual election by the electors of said city, voting in their respective wards, one justice of the peace, who shall hold his office for four years from and after the 4th day of July following his election, and until his successor is elected and qualified. He shall file his oath of office with the county clerk of said county, on or before the 4th day of July, following his election ;”

9. By striking out the remainder of said section after the word “qualified,” in line 23, and inserting in lieu thereof the following :

“ Within six days after said first annual election in said city, the mayor shall give notice in writing to each of the justices elected, and to the recorder, of the time and place when and where he will meet them, to determine by lot the classes of the justices elected at said first annual election ; which notice shall be served at least six and not more than twelve days previous to the time therein appointed for such meeting ; and the same proceedings shall be had thereafter in classifying such justices as is prescribed by law for classifying justices elected in townships ; and the same proceedings shall also be had in classifying justices elected to fill more than one existing vacancy at all subsequent elections held in said city ; except that the mayor shall perform the duties of supervisor and the recorder the duties of township clerk in all such cases. All such justices, except the justice chosen for the full term, shall enter upon their duties and file their oaths of office, and the security required by law, within ten days after their election and classification, with the county clerk of Marquette county. All justices elected in said city shall give the same security required by law of justices elected in townships, and file the same with the clerk of Marquette county, within the time limited for filing their official oaths. Such security may be approved by the mayor of said city or by the county clerk of said county.

10. By striking out all of section 3 in chapter 6 ;

11. By striking out all of sections 5 and 6 of said chapter 6;

12. By striking out all of section 8 of chapter 6, after the word "responsible" in line two of said section;

In the passage of which as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

On motion of Mr. Buell,

The bill was referred to the committee on municipal corporations.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, March 29, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed to re-return to the House the following bill:

House bill No. 54, entitled

A bill to amend sections 7, 8, 9, 10, 30, 31, 38, 39, 42, 64, 70, and 95, and to repeal section 50 of an act entitled "An act for the reorganization of the military forces of the State of Michigan," approved January 18, 1862, being sections 834, 835, 836, 837, 857, 858, 865, 866, 869, 877, 891, 897, and 922, chapter 18 of the compiled laws of 1871, and to add new sections thereto;

Which the Senate amended as follows:

1. By inserting in line 16 of section 31, after the words "dollars per day," the following:—"while in actual attendance at meetings of the board;"

2. Also: By striking out in line 16 of section 64, the word "by" where it first occurs in said line, and inserting in lieu thereof the word "in;"

3. Also: By striking out the word "contract" and inserting in lieu thereof the word "assumpsit;"

4. By inserting between the figures "98" and the word "every," at the beginning of section 89, the following: "Officers of the line and staff, and officers and soldiers of every company of the State troops organized under the provisions of section 7 of this act, shall provide themselves, before being mustered, with a suitable and substantial uniform, of a blue color, which shall meet the approval of the Commander-in-chief; and such uniform shall not be worn except upon occasions of duty by proper authority; and as compensation for furnishing themselves with uniforms as above provided, every officer and soldier shall be paid the sum of five dollars per year for each and every year in which he performs duty, which sum shall be paid out of the military fund in such way and manner as the law prescribes, and in addition thereto;"

Also: By inserting in line 2 of section 98, after the word "uniform," the words "of United States regulation pattern."

In the first three amendments the House concurred, but for the fourth named amendment adopted the following substitute, recommended by the committee of conference relative to the disagreement between the two houses:

First, In line three strike out the word "twenty" and insert "twenty-five" in lieu thereof;

Second, To the end of the section add the following:

"The uniform to be furnished by the State shall be of one uniform pattern, to be established, by the State Military Board, and approved by the Commander-in-chief.

"The non-commissioned officers and soldiers of any company already organized and mustered into the service of the State, who have provided themselves with a uniform, may in lieu of drawing a new uniform, or part thereof, from the Quartermaster General, as herein provided, be allowed by him the sum which such new uniform or part thereof, not drawn, would cost: *Provided*, The uniforms or parts thereof on which such allowance is made, be approved by the Quartermaster General as suitable and substantial: *And provided*

further, That such uniforms or parts thereof as shall be accepted and allowed for, shall thereafter be subject to the same conditions as herein prescribed for State uniforms;

And to inform the House that the Senate has concurred in the adoption of such substitute for the fourth named amendment,

And by a vote of two-thirds of all the Senators elect has ordered the same to take immediate effect.

Very respectfully,

JAS. H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

THIRD READING OF BILLS.

Senate bill No. 36, entitled

A bill to amend section 5 of chapter 250, entitled "Offenses against the public health," being section 7730 of the compiled laws of 1871,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bailey,
Bartholomew,
Bonine,
Briggs,
Brunson,
Burns,
Caplis,
Chafey,
Climie,
Drake,
Edwards,
Fancher,
Ferguson,
Fey,
Garfield,
Garvelink,
Gilmore,
Goodrich,

Mr. Hertzler,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Knapp,
Lockwood,
Luce,
Markey,
R. C. Miller,
Mitchell,
Morse,
O'Dell,
Perry,
Priest,
Remer,

Mr. Sanderson,
Sessions,
Shaw,
Simpson,
Smith,
Speed,
Striker,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
B. Walker,
L. Walker,
Walton,
Warren,
Welker,
West,
Withington,

Mr. Green,
Greusel,
Haire,
Haywood,

Mr. Rich,
Ripley,
Robinson,
Robertson,

Mr. Wixson,
Zimmerman,
Speaker,

65

NAYS.

Mr. Ackley,
Bottomley,

Mr. Cobb,

Mr. Dinturff,

4

Title agreed to.

House bill No. 269, entitled

A bill to amend chapter 67 of the revised statutes of 1846, being chapter 153 of the compiled laws of 1871, by adding a new section thereto to stand as section 14,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Hoyt moved to amend the bill by adding thereto the following:

“Provided, That the provisions of this act shall not apply to conveyances hereafter made, unless the actual and entire consideration for such conveyance appear on the face thereof;”

Which was not agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bailey,
Bartholomew,
Bonine,
Briggs,
Brunson,
Burns,
Caplis,
Carter,
Chafey,
Climie,
Cobb,
Dinturff,
Drake,
Edwards,
Ferguson,
Garfield,
Garvelink,

Mr. Greusel,
Haire,
Haywood,
Hertzler,
Hewitt,
Hoar,
Hosner,
Kellogg,
Knapp,
Lewis,
Lockwood,
Luce,
R. C. Miller,
Morse,
O'Dell,
Perry,
Priest,

Mr. Robertson,
Sanderson,
Sessions,
Shaw,
Simpson,
Speed,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
B. Walker,
L. Walker,
Walton,
Warren,
C. W. Watkins,
Welker,
West,

Mr. Gilmore,
Goodrich,
Green,

Mr. Remer,
Rich,
Robinson,
NAYS.

Mr. Withington,
Wixson,
Zimmerman, 60

Mr. Ackley,
Fancher,
Fey,
Gordon,

Howard,
Hoyt,
Markey,
Noyes,

Mr. Ripley,
Smith,
Striker, 11

Title agreed to.

House bill No. 268, entitled

A bill to provide upon the sale of lands, whether by levy, mortgage, judgment, or decree, for the discharge of the same from the records of the register of deeds,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. L. Walker moved to amend the bill by inserting after the word "sale," in line five, the words "or the person receiving such money ;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Burns,
Caplis,
Carter,
Chafey,
Climie,
Cobb,
Dinturff,
Drake,
Fancher,
Ferguson,
Fey,

Mr. Greusel,
Haire,
Haywood,
Hertzler,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Knapp,
Lewis,
Lockwood,
Luce,
Markey,
R. C. Miller,
Morse,
Noyes,

Mr. Robinson,
Robertson,
Sanderson,
Sessions,
Shaw,
Simpson,
Smith,
Speed,
Striker,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
B. Walker,
L. Walker,
Walton,
Warren,
C. W. Watkins,

Mr. Garfield,
Garvelink,
Gilmore,
Goodrich,
Gordon,
Green,

O'Dell,
Mr. Perry,
Priest,
Remer,
Rich,
Ripley,

Welker,
Mr. West,
Withington,
Wixson,
Zimmerman,
Speaker, 72

NAYS.

0

Title agreed to.

On motion of Mr. Hoyt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 266, entitled

A bill to amend sections 1 and 6 of an act entitled "An act to authorize the formation of gas-light companies," approved February 12, 1855, and to add a new section thereto, to stand as section No. 14,

Was read a third time and passed, a majority of all the members elect. voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Burns,
Caplis,
Carter,
Chafey,
Climie,
Cobb,
Dinturff,
Drake,
Fancher,
Ferguson,
Fey,
• Garfield,
Garvelink,

Mr. Greusel,
Haire,
Haywood,
Hertzler,
Hewitt,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Lewis,
Lockwood,
Luce,
Markey,
R. O. Miller,
Morse,
Noyes,
O'Dell,
Perry,
Priest,

Mr. Robinson,
Sanderson,
Sessions,
Shaw,
Simpson,
Smith,
Speed,
Striker,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
B. Walker,
L. Walker,
Walton,
Warren,
C. W. Watkins,
Welker,
West,
Withington,

Mr. Gilmore, Goodrich, Gordon,	Mr. Remer, Rich, Ripley, NAYS.	Mr. Wixson, Zimmerman, Speaker,	69 0
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Title agreed to.

On motion of Mr. Burns,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 257, entitled

A bill to amend section 4 of an act entitled “An act to confirm deeds and instruments intended for the conveyance of real estate in certain cases,” being section 4253 in chapter 150 of the compiled laws of 1871,

Was read a third time, and, pending the taking of the vote on the passage thereof,

On motion of Mr. Shaw,

The bill was laid on the table.

House bill No. 270, entitled

A bill to amend an act entitled “An act to provide for fees of appraisers, commissioners, and others,” the same being section 7449 of chapter 239 of the compiled laws of 1871,

Was read a third time and passed; a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley, Bonine, Bottomley, Briggs, Brunson, Buell, Burns, Caplis, Carter, Chafey, Climie, Cobb, Dinturff, Drake,	Mr. Hertzler, Hewitt, Hoar, Howard, Hoyt, Kellogg, Knapp, Lewis, Lockwood, Luce, Markey, R. C. Miller, Mitchell, Morse,	Mr. Sanderson, Sessions, Shaw, Simpson, Smith, Speed, Striker, Thompson, Van Aken, Van Scoy, A. Walker, B. Walker, L. Walker, Walton,
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Mr. Edwards,
Fancher,
Fey,
Garfield,
Garvelink,
Goodrich,
Green,
Greusel,
Haywood,

Mr. O'Dell,
Perry,
Priest,
Remer,
Rich,
Ripley,
Robinson,
Robertson,

Mr. Warren,
C. W. Watkins,
Welker,
West,
Withington,
Wixson,
Zimmerman,
Speaker,

68

NAYS.

0

Title agreed to.

On motion of Mr. Ripley,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 129, entitled

A bill to amend section 599 of the compiled laws of 1871, relating to the quarterly return of qualified notaries public by county clerks,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Caplis,
Carter,
Clunie,
Cobb,
Dinturff,
Drake,
Edwards,
Fancher,
Fey,
Garfield,

Mr. Greusel,
Haire,
Haywood,
Hertzler,
Hewitt,
Hoar,
Hosner,
Hoyt,
Knapp,
Lewis,
Lockwood,
Luce,
Markey,
R. C. Miller,
Mitchell,
Morse,
O'Dell,
Perry,

Mr. Ripley,
Robinson,
Robertson,
Sanderson,
Sessions,
Shaw,
Simpson,
Speed,
Thompson,
Van Aken,
Van Scoy,
A. Walker,
B. Walker,
Warren,
C. W. Watkins,
Welker,
West,
Withington,

Mr. Garvelink,
Goodrich,
Gordon,
Green,

Mr. Priest,
Remer,
Rich,

Mr. Wixson,
Zimmerman,
Speaker,

64

NAYS.

Mr. Smith,
Striker,

Mr. L. Walker,

Mr. Walton,

4

Title agreed to.

On motion of Mr. Briggs,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 283, entitled

A bill to amend section 65 of chapter 136, being section 3635 of the compiled laws of 1871, relative to the use of school houses,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Simpson moved to amend the bill by striking out of line 1, section 1, the figures "136," and inserting the following in lieu thereof: "58 of revised statutes of 1846, being section 3635;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Carter,
Climie,
Cobb,
Dinturff,
Edwards,
Fey,

Mr. Haywood,
Hertzler,
Hewitt,
Hoar,
Howard,
Hoyt,
Kellogg,
Lewis,
Lockwood,
Luce,
Markey,
R. C. Miller,
Mitchell,
Morse,
Noyes,

Mr. Robinson,
Robertson,
Sanderson,
Sessions,
Shaw,
Simpson,
Smith,
Speed,
Thompson,
Van Aken,
A. Walker,
B. Walker,
L. Walker,
Walton,
Warren,

Mr. Garfield,
Garvelink,
Gilmore,
Goodrich,
Green,
Greusel,
Haire,

Mr. O'Dell,
Perry,
Priest,
Remer,
Rich,
Ripley,

Mr. C. W. Watkins,
West,
Withington,
Wixson,
Zimmerman,
Speaker,

64

NAYS.

Mr. Chafey,
Drake,
Fancher,

Mr. Ferguson,
Gordon,
Striker,

Mr. Van Scoy,
Welker,

8

The question being on agreeing to the title,

Mr. Simpson moved to amend the title by striking out the figures "736," and inserting in lieu thereof the following: "58 of revised statutes of 1846 ;

Which motion prevailed.

The title, as amended, was then agreed to.

House bill No. 285, entitled

A bill to amend section 45 of chapter 46, being section 1736 of the compiled laws of 1871, relative to small-pox and other contagious diseases,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Burns,
Carter,
Chafey,
Climie,
Cobb,
Dinturff,
Drake,
Edwards,
Fancher,
Ferguson,

Mr. Gordon,
Green,
Greusel,
Haire,
Haywood,
Hertzler,
Hewitt,
Hoar,
Howard,
Hoyt,
Lewis,
Lockwood,
Luce,
Markey,
R. C. Miller,
Mitchell,
Morse,

Mr. Remer,
Rich,
Robinson,
Robertson,
Sanderson,
Sessions,
Shaw,
Smith,
Striker,
Thompson,
Van Scoy,
A. Walker,
B. Walker,
L. Walker,
Walton,
Warren,
Welker,

Mr. Fey, Garfield, Garvelink, Gilmore, Goodrich,	Mr. Noyes, O'Dell, Parsons, Perry, Priest,	Mr. West, Withington, Wixson, Zimmerman, Speaker,	66
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NAYS.

Mr. Ripley,	Mr. Simpson,	Mr. Van Aken,	3
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Title agreed to.

Senate bill No. 117, entitled

A bill to provide for the appointment of a stenographer for the recorder's court of the city of Detroit,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley, Bailey, Bartholomew, Bonine, Bottomley, Briggs, Brunson, Burns, Carter, Chafey, Climie, Cobb, Dinturff, Drake, Edwards, Fancher, Ferguson, Fey, Garfield, Garvelink, Goodrich,	Mr. Green, Greusel, Haire, Haywood, Hertzler, Hewitt, Hoar, Howard, Hoyt, Kellogg, Lewis, Lockwood, Luce, R. C. Miller, Mitchell, Morse, Noyes, O'Dell, Perry, Priest, Remer,	Mr. Rich, Ripley, Robinson, Robertson, Sanderson, Sessions, Shaw, Smith, Striker, Thompson, Van Aken, Van Scoy, A. Walker, B. Walker, Walton, Warren, Welker, West, Wixson, Zimmerman, Speaker,	63
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NAYS.

Mr. Gordon,	Mr. Markey,	2
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Title agreed to.

On motion of Mr. Greusel,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 252, entitled

A bill to amend section 81, chapter 136, being section 3650 of the compiled laws of 1871, relating to primary schools,

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Ferguson moved to amend the bill by inserting after the word "present," in line 2, as amended, of recited section 81, the words "or notified;"

Which was not agreed to.

The question being on the passage of the bill,

Mr. Brunson moved that the bill be recommitted to the committee of the whole;

Which motion did not prevail.

On motion of Mr. Hoyt,

The further consideration of the bill was indefinitely postponed.

House bill No. 286, entitled

A bill to regulate the transportation of nitro-glycerine and other explosive substances,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Gordon,	Mr. Rich,
Bailey,	Green,	Robinson,
Bartholomew,	Greusel,	Robertson,
Bonine,	Haire,	Sanderson,
Bottomley,	Haywood,	Sessions,
Briggs,	Hertzler,	Shaw,
Brunson,	Hewitt,	Simpson,-
Buell,	Hoar,	Smith,
Burns,	Howard,	Striker,
Carter,	Hoyt,	Thompson,
Chafey,	Kellogg,	Van Aken,
Climie,	Knapp,	Van Scoy,
Cobb,	Lewis,	A. Walker,
Dinturff,	Luce,	L. Walker,
Edwards,	Markey,	Walton,
Fancher,	R. O. Miller,	Warren,

Mr. Ferguson, Fey, Garfield, Garvelink, Goodrich,	Mr. Mitchell, Noyes, O'Dell, Priest, Remer,	Mr. Welker, West, Withington, Wixson, Zimmerman, 63
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NAYS.

Mr. Ripley, 1

Title agreed to.

On motion of Mr. Buell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Bonine,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the order of

THIRD READING OF BILLS.

Senate joint resolution No. 3, entitled

Joint resolution authorizing the printing of extra copies of the Legislative Manual of 1873,

Was read a third time and was not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Bartholomew, Brunson, Chafey, Goodrich, Haire,	Mr. Hertzler, Howard, Hoyt, Markey,	Mr. Speed, Van Scoy L. Walker, Warren,
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13

NAYS.

Mr. Ackley, Bailey, Bonine, Bottomley,	Mr. Green, Greusel, Haywood, Hewitt,	Mr. Rich, Ripley, Robinson, Robertson,
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Mr. Briggs,
Buell,
Burns,
Carter,
Climie,
Cobb,
Dinturff,
Drake,
Edwards,
Fancher,
Ferguson,
Fey,
Garfield,
Gilmore,
Gordon,

Mr. Hoar,
Hosner,
Kellogg,
Lewis,
Lockwood,
Luce,
R. C. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,
Priest,
Remer,

Mr. Sanderson,
Sessions,
Shaw,
Smith,
Striker,
Thompson,
Van Aken,
A. Walker,
Walton,
Welker,
West,
Withington,
Wixson,
Zimmerman,
Speaker, 57

Mr. Buell moved to reconsider the vote by which the House refused to pass the bill ; .

On motion of Mr. Buell,

The motion to reconsider was laid on the table.

House bill No. 314, entitled

A bill to establish a uniformity of text-books in the public schools,

Was read a third time, and, pending the taking of the vote on the passage thereof,

On motion of Mr. Ferguson,

The bill was amended by striking out in line 4, section 3, the words "clerks of the several counties," and inserting in lieu thereof the words "clerk of said county."

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,
Burns,
Caplis,

Mr. Green,
Grensel,
Haywood,
Hoar,
Hosner,
Howard,
Hoyt,
Kellogg,
Lewis,
Lockwood,

Mr. Ripley,
Robinson,
Robertson,
Sanderson,
Sessions,
Shaw,
Simpson,
Smith,
Speed,
Striker,

Mr. Carter,	Mr. Markey,	Mr. Thompson,	
Chafey,	R. C. Miller.	Van Aken,	
Chimie,	Mitchell,	Van Scoy,	
Cobb,	Morse,	A. Walker,	
Drake,	Noyes,	L. Walker.	
Fancher,	O'Dell.	Waltou,	
Fey,	Parsons,	Warren,	
Garvelink,	Perry,	Welker,	
Gilmore,	Priest,	West,	
Goodrich,	Remer,	Withington,	
Gordon,	Rich,	Wixson,	63

NAYS.

Mr. Edwards,	Mr. Hewitt,	Mr. Zimmerman,	
Garfield,	Luce,		5

The question being on agreeing to the title,

Mr. West moved to amend the title by adding thereto the words "of Berrien county ;"

Which motion prevailed.

The title, as amended, was then agreed to.

The committee on municipal corporations, leave being granted, reported as follows :

The committee on municipal corporations, to whom was referred House manuscript bill, entitled

A bill to incorporate the city of Ishpeming,

Respectfully report that they have examined the Senate amendments thereto, and recommend a concurrence therein.

JOHN L. BUELL, *Acting Chairman.*

Report accepted and committee discharged.

The question being on concurring in the amendments made to the bill by the Senate,

The same were concurred in, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Goodrich,	Mr. Perry,
Bailey,	Gordon,	Priest,
Bartholomew,	Green,	Rich,
Bonine,	Greusel,	Robinson,
Bottomley,	Haire,	Robertson,
Briggs,	Haywood,	Sessions,
Brunson,	Hertzler,	Shaw,

Mr. Buell,	Mr. Hewitt,	Mr. Simpson,	
Burns,	Hoar,	Smith,	
Caplis,	Hosner,	Speed,	
Carter,	Howard,	Striker,	
Chafey,	Hoyt,	Thompson.	
Climie,	Kellogg,	Van Scoy,	
Cobb,	Lewis,	A. Walker,	
Dinturff,	Lockwood,	L. Walker,	
Drake,	Luce,	Walton,	
Edwards	Markey,	Warren,	
Fancher,	R. C. Miller,	C. W. Watkins,	
Ferguson,	Mitchell,	Welker,	
Fey,	Morse,	West,	
Garfield,	Noyes,	Withington,	
Garvelink,	O'Dell,	Wixson,	
Gilmore,	Parsons,	Speaker,	69
	NAYS.		0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

House bill No. 148, entitled

A bill to provide for determining and regulating the tolls, and for the care, charge, and operating of Portage Lake and Lake Superior Ship Canal,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Shaw,

The bill was laid on the table.

Senate bill No. 222, entitled

A bill to amend sections Nos. 8, 9, 14, 26, 27, 40, 43, 44, 45, 56, and 59 of an act, entitled "An act to incorporate the village of Middleville, in the county of Barry," approved March 27, 1867,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Greusel,	Mr. Rich,
Bailey,	Haire,	Robinson,
Bartholomew,	Haywood,	Robertson,
Bottomley,	Hertzler,	Sanderson,
Briggs,	Hewitt,	Sessions,

Mr. Brunson,	Mr. Hoar,	Mr. Shaw,	
Buell,	Hosner,	Simpson,	
Burns,	Howard,	Smith,	
Caplis,	Hoyt,	Speed,	
Carter,	Kellogg,	Striker,	
Chafey,	Lewis,	Thompson,	
Climie,	Lockwood,	Van Aken,	
Cobb,	Luce,	Van Scoy,	
Dinturff,	Markey,	A. Walker,	
Drake,	R. C. Miller,	Walton,	
Edwards,	Mitchell,	Warren,	
Fancher,	Morse,	C. W. Watkins,	
Ferguson,	Noyes,	Welker,	
Garfield,	O'Dell,	West,	
Garvelink,	Parsons,	Withington,	
Goodrich,	Perry,	Wixson,	
Gordon,	Priest,	Zimmerman,	
Green,	Remer,	Speaker,	69
	NAYS		0

Title agreed to.

On motion of Mr. Striker,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 231, entitled

A bill to authorize the common council of the city of Hastings to assess, levy, and collect a special tax to pay existing indebtedness,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Greusel,	Mr. Robinson,
Bailey,	Haywood,	Robertson,
Bartholomew,	Hertzler,	Sanderson,
Bottomley,	Hewitt,	Sessions,
Briggs,	Hosner,	Shaw,
Brunson,	Howard,	Simpson,
Buell,	Hoyt,	Smith,
Burns,	Kellogg,	Striker,
Caplis,	Knapp,	Thompson,
Carter,	Lewis,	Van Aken,
Chafey,	Lockwood,	Van Scoy,
Climie,	Luce,	A. Walker,

Mr. Cobb,
Dinturff,
Drake,
Edwards,
Fancher,
Ferguson,
Fey,
Garfield,
Goodrich,
Gordon,
Green,

Mr. R. C. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,
Priest,
Remer,
Ripley,

Mr. L. Walker,
Walton,
Warren,
C. W. Watkins,
Welker,
West,
Withington,
Wixson,
Zimmerman,
Speaker,

67

NAYS.

Mr. Garvelink,

Mr. Rich,

2

Title agreed to.

House manuscript joint resolution, entitled

Joint resolution concerning the State swamp lands in certain counties,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bonine,
Briggs,
Brunson,
Buell,
Burns,
Caplis,
Climie,
Cobb,
Drake,
Edwards,
Fancher,
Fey,
Goodrich,
Gordon,
Haire,
Haywood,

Mr. Hertzler,
Hewitt,
Hoar,
Howard,
Hoyt,
Kellogg,
Lewis,
Lockwood,
Luce,
Markey,
R. C. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,

Mr. Priest,
Remer,
Ripley,
Robertson,
Sessions,
Shaw,
Simpson,
Speed,
Striker,
Thompson,
Van Aken,
L. Walker,
Warren,
C. W. Watkins,
Welker,
West,
Wixson,

51

NAYS.

Mr. Bartholomew,
Bottomley,
Carter,
Chafey,
Dinturff,

Mr. Garvelink,
Gilmore,
Green,
Greusel,
Rich,

Mr. Smith,
Van Scoy,
A. Walker,
Walton,
Withington,

Mr. Ferguson, Mr. Robinson, Mr. Zimmerman,
Garfield, Sanderson, 20

The question being on agreeing to the title and preamble,
Mr. Lockwood moved to amend, by striking out the pre-
amble;

Which motion prevailed.

The title was then agreed to.

MOTIONS AND RESOLUTIONS.

Mr. Garfield moved to take from the table House bill No.
148, entitled

A bill to provide for determining and regulating the tolls,
and for the care, charge, and operating of Portage Lake and
Lake Superior Ship Canal;

Which motion prevailed.

The bill having been read a third time, and the question
being upon its passage, pending the taking of the vote thereon,
Mr. Garfield moved that there be a call of the House;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the fol-
lowing members reported absent without leave: Messrs. Gil-
more and Knapp.

On motion of Mr. Buell,

All further proceedings under the call were dispensed with.

The question being on the passage of the bill,

Mr. Caplis moved that the bill be laid on the table;

Which motion did not prevail.

The bill was then passed, a majority of all the members
elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,
Bailey,
Bonine,
Bottomley,
Briggs,
Brunson,
Buell,

Mr. Green,
Haywood,
Hertzler,
Hewitt,
Hoar,
Howard,
Kellogg,

Mr. Priest,
Remer,
Rich,
Ripley,
Robinson,
Robertson,
Sanderson,

Mr. Carter,
Chafey,
Climie,
Cobb,
Dinturff,
Drake,
Fancher,
Ferguson,
Fey,
Garfield,
Garvelink,
Goodrich,

Mr. Lewis,
Lockwood,
Luce,
Markey,
R. C. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Parsons,
Perry,

Mr. Sessions,
Simpson,
Striker,
Thompson,
Van Aken,
A. Walker,
C. W. Watkins,
Welker,
West,
Wixson,
Zimmerman,

55

NAYS.

Mr. Edwards,
Gordon,
Greusel,
Haire,
Hoyt,

Mr. Shaw,
Smith,
Speed,
Van Scoy,

Mr. L. Walker,
Walton,
Warren,
Withington,

13

Pending the announcement of the vote,

Mr. Edwards moved that Mr. Burns be excused from voting ;
Which motion prevailed.

Title agreed to.

Mr. Remer moved to reconsider the vote by which the House
passed the bill.

Mr. Bonine moved to lay the motion on the table ;
Which motion prevailed.

Mr. Goodrich moved to take from the table House bill No.
300, entitled

A bill to repeal act No. 425 of the session laws of 1871,
entitled " An act to detach certain real estate from school dis-
trict number one fractional of Parma, Sandstone, Concord, and
Spring Arbor, and attaching the same to school district
number three of Parma ;

Which motion prevailed.

The question being on the passage of the bill,

The bill was then passed, a majority of all the members
elect voting therefor, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,

Mr. Haire,
Haywood,

Mr. Robinson,
Robertson,

Mr. Briggs,	Mr. Hertzler,	Mr. Sanderson,	
Brunson,	Hewitt,	Sessions,	
Burns,	Howard,	Simpson,	
Caplis,	Hoyt,	Smith,	
Carter,	Kellogg,	Speed,	
Chafey,	Lewis,	Striker,	
Climie,	Lockwood,	Thompson,	
Cobb,	Luce,	A. Walker,	
Dinturff,	Markey,	L. Walker,	
Edwards,	R. C. Miller,	Walton,	
Fancher,	Mitchell,	Warren,	
Ferguson,	Morse,	C. W. Watkins,	
Fey,	Noyes,	Welker,	
Garfield,	O'Dell,	West,	
Garvelink,	Parsons,	Withington,	
Goodrich,	Priest,	Wixson,	
Gordon,	Remer,	Zimmerman,	
Green,	Ripley,	Speaker,	
Greusel,			61
	NAYS.		0

Title agreed to.

On motion of Mr. Goodrich,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. L. Walker offered the following:

WHEREAS, A petition has been presented to this House of A. U. Wood and over 200 others, residents of the village of Fenton, county of Genesee, representing that the charter of the Flint and Fentonville Plank Road Company has become legally forfeited, by reason of the total failure of said company to keep the road covered by their charter in good repair, as required by the same; therefore,

Resolved, That the Attorney General of this State be and he is hereby requested to institute immediately legal proceedings against said Flint and Fentonville Plank Road Company, for the purpose of annulling and setting aside their charter.

Resolved, That the clerk of this House be instructed to transmit to the Attorney General a copy of this preamble and these resolutions;

Which was adopted.

Mr. Morse moved to take from the table

A bill to legalize bounties to certain volunteers credited to Elba, Gratiot county, and to provide for the payment of the same;

Which motion prevailed.

On motion of Mr. Morse,

The bill was recommitted to the committee on judiciary.

Mr. Gilmore moved that the Clerk of this House be directed to send a respectful message to the Senate asking the return to the House of Senate bill No. 221, entitled

A bill to grant a special charter to the village of Morenci, heretofore incorporated by the board of supervisors of the county of Lenawee;

Which motion prevailed.

Mr. Burns moved to take from the table, House bill No. 237, entitled

A bill to provide for the incorporation of ecclesiastical bodies and societies;

Which motion prevailed.

On motion of Mr. Burns,

The bill was recommitted to the committee on religious and benevolent societies.

GENERAL ORDER.

On motion of Mr. Warren,

The House went into committee of the whole on the general order,

Mr. Noyes in the chair,

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

House bill No. 273, entitled

A bill to limit the time for the presentation of claims to the boards of supervisors of the several counties of this State;

House bill No. 274, entitled

A bill to fix the time for certain officers to present their

annual reports to the boards of supervisors of the several counties ;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

The committee of the whole have also had under consideration the following entitled bill :

House bill No. 280, entitled

A bill to bar the right of dower insane, imbecile, or idiotic married women ;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

M. J. NOYES, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Morse,

The House concurred in the action of the committee relative to the first two named bills, and their titles were laid on the table.

On motion of Mr. Haire,

The House concurred in the amendments made to the last named bill by the committee, and the bill was placed on the order of third reading.

On motion of Mr. C. W. Watkins,

The House took up the order of

MESSAGES FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER, }
Lansing, April 1, 1873. }

To the Speaker of the House of Representatives :

SIR.—I am instructed by the Senate to transmit the following bill :

Senate bill No. 193, entitled

A bill to revise the laws providing for the incorporation of railroad companies ;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and Mr. Ferguson moved that the bill be referred to a special committee of five ;

Which motion did not prevail.

The bill was then referred to the committee on railroads.

Mr. Haywood asked and obtained leave of absence until Wednesday.

Mr. Carter asked and obtained leave of absence for the evening.

Mr. A. Walker asked and obtained leave of absence for the evening.

Mr. Hosner asked and obtained leave of absence until Thursday next.

On motion of Mr. Welker,

The House took a recess until 7½ o'clock this evening.

EVENING SESSION.

7½ o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called : quorum present.

The hour having arrived for the

SPECIAL ORDER.

On motion of Mr. Rich,

The House went into committee of the whole on the special order,

Mr. Howard in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report :

The committee of the whole have also had under consideration the following entitled bill :

House bill No. 340, entitled

A bill to amend an act entitled "An act to provide for the uniform assessment of property, and for the collection and return of taxes thereon," being sections 54, 59, 67, 70, 71, 73, 74, 75, 77, 78, 79, 80, 81, 82, 84, 87, 88, 89, 90, 91, 92, 93, 95, 99, 100, 102, 103, 104, 114, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 149, 162, and to repeal sections 68, 76, 83, 94, 96, 97, 98, 105, 106, 107, 108, 109, 110, 111, 112, 113, and 118 of chapter 21, being sections 1020, 1025, 1033, 1036, 1037, 1039, 1040, 1041, 1043, 1044, 1045, 1046, 1047, 1048, 1050, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1061, 1065, 1066, 1068, 1069, 1070, 1080, 1083, 1085, 1086, 1088, 1089, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1115, 1121, 1128, 1130, 1034, 1042, 1049, 1060, 1062, 1063, 1064, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1084, of the compiled laws of 1871,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

HENRY HOWARD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Lockwood,

The House concurred in the amendments made to the bill by the committee, and it was placed on the order of third reading.

On motion of Mr. Hoyt,

The House adjourned.

Lansing, Thursday, April 3, 1873.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. F. W. Fairfield.

Roll called : quorum present.

Absent without leave, Mr. Eggleston.

PRESENTATION OF PETITIONS.

By Mr. Cobb: Petition of Roswell Ransom, M. J. Mallock, D. K. Rogers, and 45 others, officers and citizens of fractional school district No. 3, townships of Comstock and Charleston, Kalamazoo county, asking that section 11 of chapter 136, being section 392 of the compiled laws of 1871, be so amended as to provide that the annual school meeting in said school district shall be held on the second Monday in July, in each year, and that the school year shall commence on that day;

Referred to the committee on education.

By Mr. E. C. Watkins: Petition of the Grand Rapids Bar for the passage of Senate bill No. 49 ;

Referred to the committee on judiciary.

By Mr. Morse: Remonstrance of J. B. Davidson and 21 others, against the passage of House bill to legalize bounties to drafted men from Elba, Gratiot county, Michigan ;

Also: Remonstrance of J. B. Kunband and others for the same purpose ;

Referred to the committee on judiciary.

REPORTS OF STANDING COMMITTEES.

By the committee on railroads:

The committee on railroads, to whom was recommitted House bill No. 93, entitled

A bill to authorize railroad companies to convey their franchises and property under certain circumstances,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to

the House, with the accompanying amendment, and recommend that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

The object of the bill is to authorize a railroad company to purchase the franchises of another company owning a line of road which is a continuation of the line of the purchasing company.

The bill is carefully guarded to prevent fraud, and your committee think it a right which should be extended to railroad companies.

E. C. WATKINS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Perry,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following bills :

1. House bill No. 141, entitled

A bill to amend section 31 of chapter 136, being section 3611 of the compiled laws of 1871, relating to primary schools ;

2. House bill, No. 87, entitled:

A bill relative to the issuing of executions on judgments obtained upon writs of attachment when not personally served ;

3. House bill No. 96, entitled

A bill to amend section 9 of an act prescribing the duties of the Superintendent of Public Instruction, being section 3476 of the compiled laws of 1871 ;

4. House bill No. 102, entitled

A bill to change the name of the First Presbyterian Society of Mill Point to the First Presbyterian Society of Spring Lake ;

5. House bill No. 94, entitled

A bill to amend sections 77 and 91 of the primary school law, being sections 3646 and 3654 of the compiled laws of 1871 ;

Also the following joint resolution :

House joint resolution No. 5, entitled

Joint resolution authorizing the issue of a patent to Parson King, upon school-land certificate numbered 1883.

C. D. LUCE, *Chairman.*

Report accepted.

MESSAGE FROM THE GOVERNOR.

The Speaker announced the following :

EXECUTIVE OFFICE,
Lansing, April 1, 1873. }

To the House of Representatives :

I have this day signed, approved, and deposited in the office of the Secretary of State, the following :

1. An act to amend sections 79, 80, 81, and 120 of an act entitled "An act to provide for the uniform assessment of property and for the collection and return of taxes thereon," approved April 6, 1869, being sections 1045, 1046, and 1086, chapter 21 of the compiled laws of 1871 ;

2. An act to organize the township of Isle Royal in the county of Keweenaw ;

3. An act to amend sections 2 and 7 of chapter 144, being sections 3818, and 3823 of the compiled laws of 1871, relative to the terms of payment of University and school lands ;

4. An act to amend sections 1, 4, 5, and 7, of an act to provide for the appointment of a board of commissioners for the general supervision of charitable, penal, pauper, and reformatory institutions, and defining their duties and powers, approved April 17, 1871, being sections 8191, 8194, 8195, and 8197 of the compiled laws of 1871, and to add two new sections thereto ;

5. An act to amend an act entitled "An act to revise and amend an act entitled 'An act to revise and amend an act

entitled an act to incorporate the city of Bay city,' approved March 21st, 1865, being act No. 348 of the session laws of this State for the year 1867," as amended by acts amendatory thereof, approved March 20, 1869, and April 17, 1871, and to add twenty-two new sections thereto;

6. A bill to incorporate the village of Byron;

7. Concurring resolution providing for furnishing the resident clergymen, officiating in the Legislature, with a copy of the manual for 1871, and 1873;

8. A bill to authorize a board of public works in and for the city of Port Huron;

9. Joint resolution for the relief of the Central Methodist Episcopal Church of Lansing, Michigan;

10. An act to detach township 27 north, of range 7 and 8 east, from the township of Harrisville, and attach the same to the township of Alcona, in the county of Alcona;

11. An act to detach certain territory from the townships of Merritt and Hampton, and attach the same to the township of Portsmouth, in Bay county;

12. An act to amend an act entitled "An act to incorporate the city of Marshal," approved February 14, 1859, by adding a new section thereto.

JOHN J. BAGLEY.

The message was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, April 2, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 235, entitled

A bill for the incorporation of mining companies for mining, smelting, or manufacturing iron, copper, silver, mineral coal, and other ores and minerals;

Which has passed the Senate by a majority vote of all the

Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committees on mines and minerals, and State affairs, jointly.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, April 3, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 207, entitled

Authorizing the Hamtramck and Warren Plank Road Company to discontinue a part of their road ;

And to inform the House that the Senate has amended the same by striking out the word “ company ” wherever it occurs, and inserting “ association ” in lieu thereof ; also, by striking out in lines 5 and 6 the words, “ with the consent of the highway commissioners ; ”

And has amended the title of the bill by striking out the word “ company ” and inserting “ association ” in lieu thereof ;”

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Caplis moved that the House concur in the amendments made to the bill by the Senate ;

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Ackley,	Mr. Green,	Mr. Robinson,
Bailey,	Greusel,	Robertson,
Bartholomew,	Haire,	Sanderson,
Bonine,	Hertzler,	Sessions,
Bottomley,	Hewitt,	Shaw,
Brunson,	Hoar,	Simpson,
Buell,	Howard,	Smith,
Burns,	Hoyt,	Speed,
Cady,	Kellogg,	Striker,
Caplis,	Knapp,	Thomas,
Carter,	Lewis,	Thompson,
Chafey,	Lockwood,	Van Aken,
Climie,	Luce,	Van Scoy,
Cobb,	Markey,	A. Walker,
Dinturff,	R. C. Miller,	J. Walker,
Edwards,	Mitchell,	Warren,
Fancher,	Noyes,	E. C. Watkins,
Ferguson,	O'Dell,	Welch,
Fey,	Perry,	Welker,
Garfield,	Priest,	West,
Garvelink,	Remer,	Wixson,
Goodrich,	Rich,	Zimmerman,
Gordon,	Ripley,	

68

NAYS.

Mr. Briggs,	Mr. L. Walker,	Mr. Speaker,
Gilmore,		

4

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, April 2, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 135, entitled

A bill to amend an act entitled "An act to incorporate the city of Marquette," being act No. 202 of the session laws of 1871, approved February 27, 1871;

And to inform the House that the Senate has amended the

same by striking out recited section 5 of article 8, and inserting in lieu thereof the following :

“Sec. 5. When the said assessment roll is thus completed, it shall be retained by the said assessor. It shall be the duty of the assessor, on or before the second Monday of October in each year, and at such other times as assessment rolls are required by law to be produced before boards of supervisors, to deposit said assessment roll with the county clerk of Marquette county, at the office of such county clerk ; and it shall be the duty of said county clerk to produce said roll before the board of supervisors at its annual meeting, or whenever required by law, as aforesaid. When the board of supervisors have acted on said roll, as is or may be required by law, with township rolls, it shall be returned by the county clerk to said assessor. The board of supervisors shall have the same powers to equalize said roll, and to do any and all acts with and to said roll as they now or hereafter may have to do to township assessment rolls. Said assessor shall neither sit nor act on said board of supervisors, nor shall he be considered to be a member of said board of supervisors ;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Morse moved that the House concur in the amendments made to the bill by the Senate ;

Which motion prevailed, by yeas and nays, as follows :

YEAS.

Mr. Ackley,
Bailey,
Bartholomew,
Bonine,
Bottomley,
Briggs,
Brunson,

Mr. Green,
Greusel,
Haire,
Hertzler,
Hewitt,
Hoar,
Howard,

Mr. Robinson,
Robertson,
Sanderson,
Sessions,
Shaw,
Simpson,
Smith,

Mr. Buell,
Burns,
Cady,
Caplis,
Carter,
Chafey,
Climie,
Cobb,
Dinturff,
Edwards,
Fancher,
Ferguson,
Fey,
Garfield,
Garvelink,
Goodrich,

Mr. Hoyt,
Kellogg,
Knapp,
Lewis,
Lockwood,
Luce,
Markey,
R. C. Miller,
Mitchell,
Morse,
Noyes,
O'Dell,
Perry,
Remer,
Rich,
Ripley,

Mr. Speed,
Striker,
Thomas,
Thompson,
Van Aken,
A. Walker,
J. Walker,
L. Walker,
Warren,
E. C. Watkins,
Welch,
Welker,
West,
Wixson,
Zimmerman,

69

NAYS.

Mr. Gilmore,

Mr. Walton,

2

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, April 2, 1873. }

To the Speaker of the House of Representatives : .

SIR—I am instructed by the Senate to transmit the following bill :

Senate bill No. 137, entitled

A bill to detach certain lands from the town of Brooklyn, and attach the same to the town of Columbia, in the county of Jackson, and detach certain lands from the town of Columbia and attach the same to the town of Napoleon ;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and
On motion of Mr. Goodrich,

The rule requiring the second and third reading of bills to be on different days, was suspended, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Gordon,	Mr. Robinson,
Bailey,	Green,	Robertson,
Bartholomew,	Greusel,	Sanderson,
Bonine,	Haire,	Sessions,
Bottomley,	Hertzler,	Shaw,
Briggs,	Hewitt,	Simpson,
Brunson,	Hoar,	Smith,
Buell,	Howard,	Speed,
Burns,	Hoyt,	Thomas,
Cady,	Kellogg,	Thompson,
Caplis,	Knapp,	Van Aken,
Carter,	Lewis,	Van Scoy,
Climie,	Lockwood,	A. Walker,
Cobb,	Markey,	J. Walker,
Dinturff,	R. C. Miller,	Walton,
Drake,	Mitchell,	Warren,
Edwards,	Morse,	E. C. Watkins,
Fancher,	Noyes,	Welch,
Ferguson,	O'Dell,	Welker,
Fey,	Perry,	West,
Garfield,	Priest,	Wixson,
Garvelink,	Remer,	Zimmerman,
Gilmore,	Rich,	Speaker,
Goodrich,		

68

NAYS.

Mr. Chafey,	1
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Title agreed to.

On motion of Mr. Goodrich,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Speaker also announced the following:

SENATE CHAMBER, }
Lansing, April 2, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bills:

1. House bill No. 225, entitled

A bill to amend an act entitled "An act to incorporate the village of New Buffalo," being act No. 419 of the session laws of 1869, and to add a new section thereto ;

2. House bill No. 263, entitled

A bill to provide for the laying out and constructing a State road in the county of Lapeer, State of Michigan, and making an appropriation of non-resident highway taxes to aid in constructing the same ;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The two bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, April 2, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House bill No. 83, entitled

A bill to authorize the township of Swan Creek to purchase of the Swan Creek and Saginaw Bridge Company its bridge across the Tittabawassee river, and to hold the same as a toll-bridge,

And to inform the House that the Senate has amended the same by striking out the words "four hundred dollars" where

they occur in line 4 of section 1, and in line 5 of section 2, and insert in lieu thereof the words "one dollar;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

Mr. Ackley moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ackley,	Mr. Gilmore,	Mr. Robinson,
Bailey,	Gordon,	Robertson,
Bartholomew,	Green.	Sanderson,
Bonine,	Greusel,	Sessions,
Bottomley,	Haire,	Shaw,
Briggs,	Hertzler,	Simpson,
Brunson,	Hewitt,	Smith,
Buell,	Hoar,	Speed,
Burns,	Howard,	Striker,
Cady,	Hoyt,	Thompson,
Caplis,	Kellogg,	Van Aken,
Carter,	Knapp,	Van Scoy,
Chafey	Lewis,	J. Walker,
Climie,	Luce,	L. Walker,
Cobb,	Markey,	Walton,
Dinturff,	R. C. Miller,	Warren,
Drake,	Mitchell,	E. C. Watkins,
Edwards,	Morse,	Welch,
Fancher,	Noyes,	Welker,
Ferguson,	O'Dell,	West,
Fey,	Perry,	Wixson,
Garfield,	Priest,	Zimmerman,
Garvelink,	Remer,	Speaker,
Goodrich,	Rich,	

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The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker announced the following:

SENATE CHAMBER,
Lansing, April 2, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 154, entitled

A bill to amend section two of “An act to compel children to attend school,” being section 3738 of the compiled laws of 1871;

2. Senate bill No. 49, entitled

A bill to amend section 13 of an act entitled “An act to provide for the organization of the supreme court, pursuant to section 2 of article 6 of the constitution,” approved February 16th, 1857, being section 4896 of the compiled laws of 1871;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The first named bill was read a first and second time by its title, and referred to the committee on education.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, April 2, 1873. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 232, entitled

A bill for the incorporation of manufacturing companies;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators

elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was read a first and second time by its title, and referred to the committee on manufactures and State affairs.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, April 2, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bills :

House bill No. 325, entitled

A bill to amend section 9 of article six, section 1, article 10, section 1 of article 14, and section one of article 20 of act No. 233 of session laws of 1871, entitled “An act to incorporate the village of Vernon,” approved March 18, 1871;

House bill No. 341, entitled

A bill to provide for the taxation of copper for county and township purposes;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The two bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }
Lansing, April 2, 1873. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill :

House manuscript bill entitled

A bill to repeal act No. 261 of the session laws of 1871, the same being an act entitled "An act to incorporate the village of Laingsburg," approved April 8, 1871;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,
Lansing, April 2, 1873.

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House manuscript bill, entitled

A bill to revise the charter of the village of White Hall, in Muskegon county;

In the passage of which, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a two-thirds vote of all the Senators elect.

Very respectfully,

JAMES H. STONE,

Secretary of the Senate.

The bill was referred to the committee on engrossment and enrollment, for enrollment.

THIRD READING OF BILLS.

House bill No. 280, entitled

A bill to bar the right of dower insane, imbecile, or idiotic married women,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Gilmore,

The bill was laid on the table.

House bill No. 340, entitled

A bill to amend an act entitled "An act to provide for the uniform assessment of property, and for the collection and return of taxes thereon," being sections 54, 59, 67, 70, 71, 73, 74, 75, 77, 78, 79, 80, 81, 82, 84, 87, 88, 89, 90, 91, 92, 93, 95, 99, 100, 102, 103, 104, 114, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 149, 162, and to repeal sections 68, 76, 83, 94, 96, 97, 98, 105, 106, 107, 108, 109, 110, 111, 112, 113, and 118 of chapter 21, being sections 1020, 1025, 1033, 1036, 1037, 1039, 1040, 1041, 1043, 1044, 1045, 1046, 1047, 1048, 1050, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1061, 1065, 1066, 1068, 1069, 1070, 1080, 1083, 1085, 1086, 1088, 1089, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1115, 1121, 1128, 1130, 1034, 1042, 1049, 1060, 1062, 1063, 1064, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1084, of the compiled laws of 1871,

Was read a third time, and, pending the taking of the vote on the passage thereof,

On motion of Mr. Fancher,

The bill was laid on the table.

House bill No. 271, entitled

A bill to detach surveyed townships numbers 19 and 20 north, of range 2 west, from the township of Gladwin, in the county of Gladwin, and attach the same to the township of Grout,

Was read a third time, and, pending the taking of the vote on the passage thereof,

On motion of Mr. Fancher,

The bill was laid on the table.

